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Federal Register

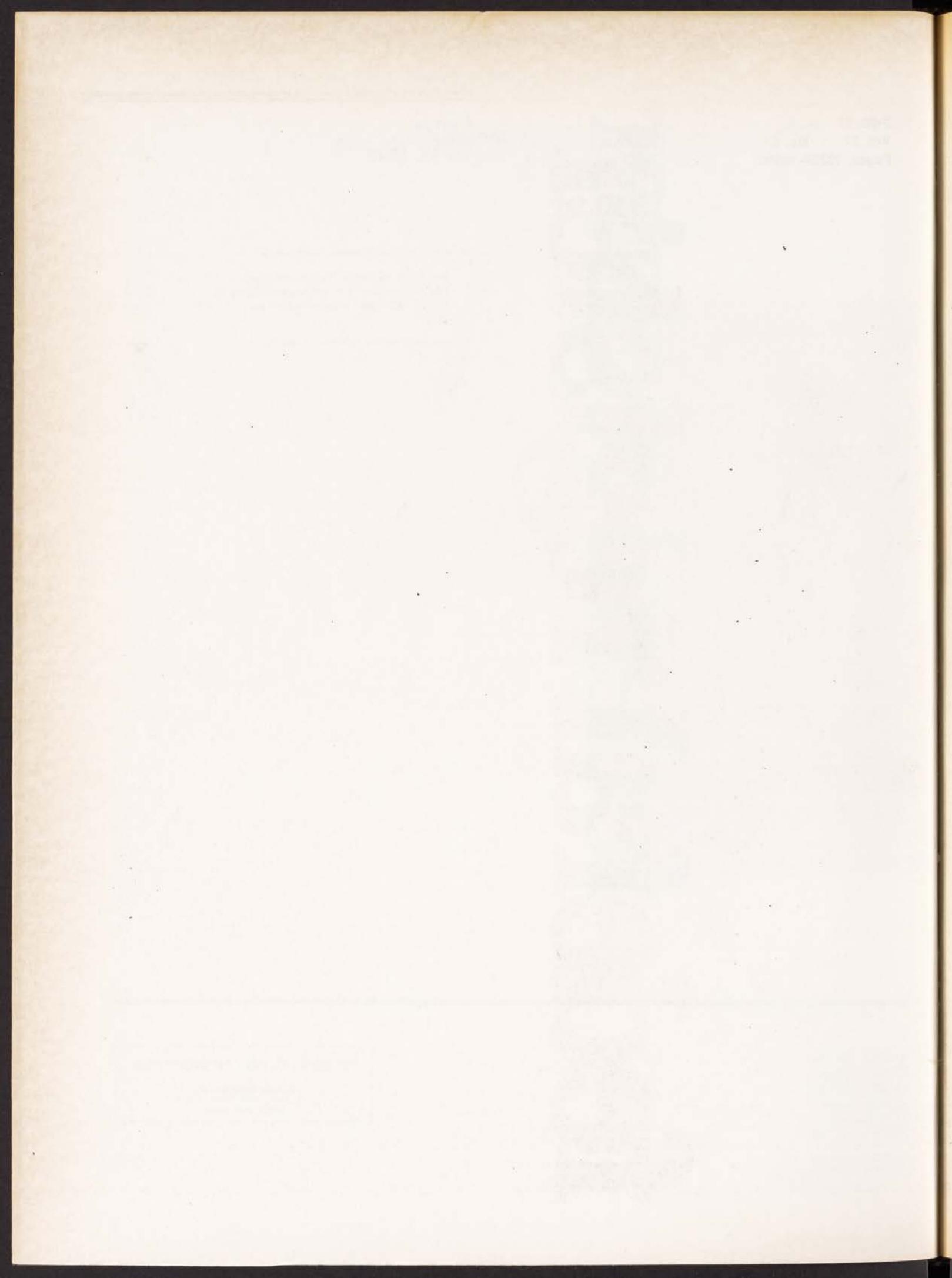
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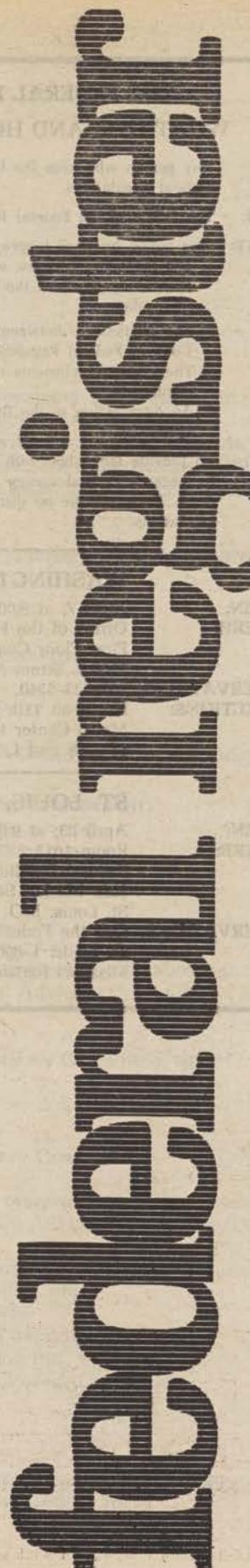
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Monday
March 30, 1992

Briefings on How To Use the Federal Register
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Title 3—

Proclamation 6417 of March 25, 1992

The President

Greek Independence Day: A National Day of Celebration of Greek and American Democracy, 1992

By the President of the United States of America

A Proclamation

The United States proudly joins in celebrating Greek Independence Day on March 25, not only because many Americans trace their roots to Greece, but also because our two countries share a strong commitment to the ideals of freedom and democratic government.

When the people of Greece began to seek independence 171 years ago, they enjoyed widespread support in the United States. President Monroe expressed admiration for "the heroic struggle" of the Greeks during his seventh annual address to the Congress, and countless Americans shared his "ardent wishes" that their quest for liberty would triumph. Yet the shared aspirations and values that unite the Greek and American peoples can be traced long before the historic events of the early 19th century.

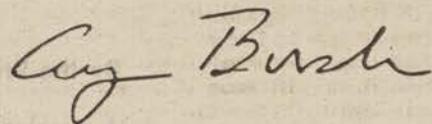
The great philosophers of ancient Greece and the experiences of its city-states had a profound impact on the founding of our Republic—as they have had on the development of all Western civilization. Many of our Founders were well schooled in classical languages and Greek literature, and their view of both human nature and the nature of civil order was clearly influenced by the thought of Solon, Thucydides, Plato, and other Greek statesmen, historians, and philosophers. Thomas Jefferson praised Greece for the enlightenment that was provided by its "splendid constellation of sages and heroes," and James Madison and other delegates to the Federal Convention often referred to the experiences of the Amphictyonic council and the Achaean league when debating proposals for the representation of States under our Constitution. Greek antiquity offered the Framers of our Constitution many valuable insights as they labored to establish a just and enduring system of democratic government in the United States.

Thousands of years ago, Greece became the "cradle of democracy." Today, democracy is no longer a nascent ideal, but a tried and proven form of government that continues to flourish around the world as hundreds of millions of people seek the blessings of freedom and self-government. During this period of historic change for so many nations, it is fitting that the peoples of the United States and Greece reaffirm our shared democratic heritage and the importance of our continuing cooperation. The Western alliance of democratic nations, including Greece, was instrumental in thwarting imperial communism and hastening the collapse of totalitarian regimes. Now, as newly emerging democracies grapple with serious problems of economic hardship and social unrest, the United States and Greece will continue to stand as partners in the promotion of peace and stability based on respect for human rights and for the rule of law.

As an expression of the warm and friendly relations that exist between the Greek and American peoples and our governments, the Congress, by Public Law 102-263, has designated March 25, 1992, as "Greek Independence Day: A National Day of Celebration of Greek and American Democracy" and has authorized and requested the President to issue a proclamation in observance of this day.

NOW, THEREFORE, I, GEORGE BUSH, President of the United States of America, do hereby proclaim March 25, 1992, as Greek Independence Day: A National Day of Celebration of Greek and American Democracy. I invite all Americans to observe this day with appropriate programs, ceremonies, and activities in honor of the Greek people and Greek independence.

IN WITNESS WHEREOF, I have hereunto set my hand this twenty-fifth day of March, in the year of our Lord nineteen hundred and ninety-two, and of the Independence of the United States of America the two hundred and sixteenth.



[FR Doc. 92-7395]

Filed 3-26-92; 1:56 pm]

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Editorial note: For the President's remarks on signing this proclamation, see issue 13 of the *Weekly Compilation of Presidential Documents*.

Rules and Regulations

Federal Register

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Monday, March 30, 1992

This section of the FEDERAL REGISTER contains regulatory documents having general applicability and legal effect, most of which are keyed to and codified in the Code of Federal Regulations, which is published under 50 titles pursuant to 44 U.S.C. 1510.

The Code of Federal Regulations is sold by the Superintendent of Documents.

Prices of new books are listed in the first FEDERAL REGISTER issue of each week.

DEPARTMENT OF THE TREASURY

Internal Revenue Service

26 CFR Part 1

[T.D. 8405]

RIN 1545-AP18

Final Regulations Under Section 382 of the Internal Revenue Code of 1986; Limitations on Corporate Net Operating Loss Carryforwards

AGENCY: Internal Revenue Service, Treasury.

ACTION: Final regulations.

SUMMARY: This document contains final regulations relating to the use of certain corporate tax attributes under section 382 of the Internal Revenue Code of 1986 (the "Code") that are attributable to the period preceding an ownership change of the corporation. Section 382 was amended by the Tax Reform Act of 1986, the Revenue Act of 1987, the Technical and Miscellaneous Revenue Act of 1988 and the Revenue Reconciliation Act of 1989. These final regulations under section 382 provide guidance for the aggregation of stock ownership with respect to the definition of an entity.

DATES: The regulations are effective as of March 27, 1992, and generally are applicable to testing dates occurring on or after November 20, 1990.

FOR FURTHER INFORMATION CONTACT:

Lori J. Brown of the Office of Assistant Chief Counsel (Corporate), Office of Chief Counsel, Internal Revenue Service, 1111 Constitution Avenue, NW, Washington, DC 20224 (Attention: CC:CORP:1) or telephone (202) 566-3205 (not a toll-free number).

SUPPLEMENTARY INFORMATION:

Background

This document contains final regulations to be added to 26 CFR part 1

under section 382 of the Internal Revenue Code (the "Code"). On November 21, 1990, the Internal Revenue Service published in the Federal Register (55 FR 48639) a Notice of Proposed Rulemaking proposing amendments to the Income Tax Regulations under section 382. That document proposed amendments to the temporary regulations (T.D. 8149) under section 382 which were published in the Federal Register (52 FR 29668) on August 11, 1987. The temporary regulations (52 FR 29704) also published on August 11, 1987, also were proposed to be adopted as final regulations.

Explanation of Provisions

The only written comments received by the Internal Revenue Service with respect to the Notice of Proposed Rulemaking published on November 21, 1990, generally regarded the effect of the proposed amendments on acquisitions of stock made by investors sharing a common investment advisor or decision maker. This document takes those comments into account by amending the definition of an entity to include a group of persons having a formal or informal understanding among themselves to make a coordinated acquisition of stock. A principal element in determining if such an understanding exists is whether the investment decision of each member of a group is based upon the investment decision of one or more other members. The existing examples are modified, and a new example is provided, to reflect the amended definition of an entity.

The regulations also clarify the treatment of creditors who receive stock in satisfaction of indebtedness as part of a bankruptcy reorganization or insolvency workout. A new sentence, added to the definition of an entity, provides that participation by creditors in formulating a plan for an insolvency workout or a reorganization in a title 11 or similar case, whether as members of a creditor's committee or otherwise, and the receipt of stock in satisfaction of indebtedness by creditors do not cause the creditors to be considered an entity.

The regulations generally provide that the new rules apply to testing dates on or after November 20, 1990, but with respect to a group of persons that acquired stock prior to that date, the rules apply only if the group increases or decreases its ownership of stock of the loss corporation by five percentage

points or more relative to the percentage ownership interest of such group on November 19, 1990. However, if such group consists only of regulated investment companies under section 851, qualified plans under section 401, common trust funds under section 584, or trusts or estates that are clients of a trust department of a bank defined in section 581, the new rules apply only if the group increases its ownership by five percentage points on or after November 20, 1990, relative to its percentage ownership interest at the close of November 19, 1990.

Special Analyses

It has been determined that these rules are not major rules as defined in Executive Order 12291. Therefore, a Regulatory Impact Analysis is not required. It has also been determined that section 553(b) of the Administrative Procedure Act (5 U.S.C. chapter 5) and the Regulatory Flexibility Act (5 U.S.C. chapter 6) do not apply to these regulations, and, therefore, a final Regulatory Flexibility Analysis is not required. Pursuant to section 7805(f) of the Internal Revenue Code, the Notice of Proposed Rulemaking for the regulations was submitted to the Chief Counsel for Advocacy of the Small Business Administration for comments on their impact on small business.

Drafting Information

The principal author of these regulations is Lori J. Brown of Office of Assistant Chief Counsel, Corporate, Internal Revenue Service. However, personnel from other offices of the Internal Revenue Service and Treasury Department participated in developing the regulation, on matters of both substance and style.

List of Subjects in 26 CFR 1.381(a)-1 Through 1.383-3

Income taxes, Reporting and recordkeeping requirements.

Adoption of Amendments to the Regulations

Accordingly, 26 CFR part 1 is amended as follows:

PART 1—INCOME TAXES; TAXABLE YEARS BEGINNING AFTER DECEMBER 31, 1953

Paragraph 1. The authority citation for part 1 is amended by revising the

citations for §§ 1.382-2, 1.383-1 and 1.383-2 to read as follows:

Authority: Sec. 7805, 68A Stat. 917; 26 U.S.C. 7805. * * * Section 1.382-2 also issued under 26 U.S.C. 382(k)(1) and 26 U.S.C. 382(m). * * * Section 1.383-1 also issued under 26 U.S.C. 383. Section 1.383-2 also issued under 26 U.S.C. 383.

Par. 2. Section 1.382-2 is amended as follows:

1. A new paragraph (a)(3) is added.

§ 1.382-2 Definition of ownership change under section 382 as amended by the Tax Reform Act of 1986.

(a) * * *

(3) *Entity.* (i) *In general* —An entity is any corporation, estate, trust, association, company, partnership or similar organization. An entity includes a group of persons who have a formal or informal understanding among themselves to make a coordinated acquisition of stock. A principal element in determining if such an understanding exists is whether the investment decision of each member of a group is based upon the investment decision of one or more other members. However, the participation by creditors in formulating a plan for an insolvency workout or a reorganization in a title 11 or similar case (whether as members of a creditors' committee or otherwise) and the receipt of stock by creditors in satisfaction of indebtedness pursuant to the workout or reorganization do not cause the creditors to be considered an entity.

(ii) *Examples.* The following examples illustrate the provisions of paragraph (a)(3)(i) of this section.

Example 1. (i) L corporation has 1,000 shares of common stock outstanding. For the three-year period ending on October 1, 1992, L's stock was owned by unrelated individuals, none of whom owned five percent or more of L. A group of 20 individuals who previously owned no stock (the "Group") agree among themselves to acquire more than 5 percent of L's stock. The Group is not a corporation, trust, association, partnership or company. On October 1, 1992, pursuant to their understanding, the members of the Group purchase 600 shares of L common stock from the old shareholders of L (a total of 60 percent of L stock), with each member purchasing 30 shares.

(ii) Before the members of the Group acquired L's stock on October 1, 1992, no individual or entity owned, directly or indirectly, five percent or more of the stock of L. As a result, all shareholders were aggregated into a public group and L was considered to be owned by a single 5-percent shareholder ("Public L") in accordance with § 1.382-2T(g)(1) and (j)(1).

(iii) Under paragraph (a)(3)(i) of this section, the members of the Group have a formal or informal understanding among themselves to make a coordinated acquisition

of stock and, therefore, the Group is an entity. Thus, the acquisition of more than five percent of the stock of L on October 1, 1992, by members of the Group is not disregarded under § 1.382-2T(e)(1)(ii). Because no member of the Group owns, directly or indirectly, five percent or more of the stock of L, §§ 1.382-2T(g)(1) and (j)(1) require that the members of the Group be aggregated into a separate public group, which will be presumed to consist of persons unrelated to the members of Public L. Because there is a shift of more than fifty percentage points in the ownership of L stock during the three-year testing period ending on October 1, 1992, an ownership change occurs on October 1, 1992, as a result of the Group's purchase of the 600 shares.

Example 2. (i) Prior to October 1, 1992, L's 1,000 shares of outstanding stock were owned by unrelated individuals, none of whom owned five percent or more of the stock of L. L's management is concerned that L may become subject to a takeover bid. In separate meetings, L's management meets with potential investors who own no stock and are friendly to management to convince them to acquire L's stock based on an understanding that L will assemble a group that in the aggregate will acquire more than 50 percent of L's stock. On October 1, 1991, 15 of these investors each purchase 4 percent of L's stock.

(ii) Under paragraph (a)(3)(i) of this section, the 15 investors (the "Group") are treated as an entity because the members of the Group purchase L stock pursuant to a formal or informal understanding among themselves to make a coordinated acquisition of stock. Sections 1.382-2T(g)(1) and (j)(1) require that on October 1, 1992, the Group be aggregated into a separate public group, which has increased its ownership of L stock by 60 percentage points over its lowest level of ownership in the three-year period ending on October 1, 1992. Accordingly, an ownership change occurs on that date.

Example 3. (i) Prior to October 1, 1992, L's 1,000 shares of outstanding stock were owned by unrelated individuals, none of whom owned five percent or more of the stock of L. On October 1, 1992, an investment advisor advises its clients that it believes L's stock is undervalued and recommends that they acquire L stock. Acting on the investment advisor's recommendation, 20 unrelated individuals purchase 6 percent of L's stock in aggregate, with each individual purchasing less than 5 percent. Each client's decision was not based upon the investment decisions made by one or more other clients.

(ii) Because there is no formal or informal understanding among the clients to make a coordinated acquisition of L stock, their purchase of stock is not made by an entity under paragraph (a)(3)(i) of this section. As a result, they remain part of the public group which owns L stock, and no owner shift results upon their purchase of L stock under § 1.382-2T(e)(1)(ii).

(iii) The result in this example would be the same if the only additional fact was that the investment advisor is also the underwriter (without regard to whether it is a firm commitment or best efforts underwriting) for a primary or secondary offering of L stock.

(iv) Assume that the facts are the same except that, instead of an investment advisor

recommending that clients purchase L stock, the trustee of several trusts qualified under section 401(a) sponsored by unrelated corporations causes each trust to purchase the L stock. In this case, the result is the same, so long as the investment decision made on behalf of each trust was not based on the investment decision made on behalf of one or more of the other trusts.

(iii) *Effective date.* (A) *In general.* The second, third and fourth sentences of paragraph (a)(3)(i) of this section and Examples 1, 2 and 3 of paragraph (a)(3)(ii) of this section apply to testing dates (determined by applying such sentence and examples) on or after November 20, 1990, but with respect to any group of persons that pursuant to a formal or informal understanding among themselves makes a coordinated acquisition of stock before November 20, 1990, only if the group increases or decreases its ownership of stock of the loss corporation relative to its percentage ownership interest at the close of November 19, 1990, by five percentage points or more on or after November 20, 1990.

(B) *Special rule.* If pursuant to a formal or informal understanding among themselves a group consisting only of regulated investment companies under section 851, qualified trusts under section 401, common trust funds under section 584, or trusts or estates that are clients of a trust department of a bank under section 581, make a coordinated acquisition of stock before November 20, 1990, the second, third and fourth sentences of paragraph (a)(3)(i) of this section and Examples 1, 2, and 3 of this section apply for testing dates (determined by applying such sentences and examples) on or after November 20, 1990, only if the group increases its ownership of stock of the loss corporation relative to its percentage ownership interest at the close of November 19, 1990, by five percentage points or more on or after November 20, 1990.

(C) *Example.* The following example illustrates the provisions of paragraph (a)(3)(iii) of this section.

Example. Prior to November 1, 1990, L, a loss, corporation, is owned entirely by 1,000 unrelated individuals, none of whom owns as much as 5 percent of the stock of L ("Public L"). On November 1, 1990, 15 individuals (the "Group") each acquired 3 percent, or 45 percent, in total, of L stock pursuant to an understanding among themselves to make a coordinated acquisition of stock. The Group is not a corporation, trust, association, partnership or company. On March 1, 1992, six members of the Group each purchased an additional one percent of L stock, or 6 percent, in total, pursuant to the understanding. Accordingly, the Group

increased its ownership in L stock by 51 percentage points during the three-year testing period ending on March 1, 1992. As a result, an ownership change of L occurs on March 1, 1992.

Par. 3. Section 1.382-2T is amended as follows:

1. Paragraph (f)(7) is revised to read as set forth below.
2. Paragraph (g)(4) is amended by adding a new *Example 5* as set forth below.

§ 1.382-2T Definition of ownership change under section 382, as amended by the Tax Reform Act of 1986 (temporary).

• * * *

(7) *Entity.* Sec § 1.382-2(a)(3) for the definition of an entity.

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(g) • * *

(4) • * *

Example 5—See § 1.382-2(a)(3)(ii) for additional examples with respect to the definition of an entity.

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47 CFR Part 73

[MM Docket No. 89-621; RM-7063]

Radio Broadcasting Services; Kerrville, TX**AGENCY:** Federal Communications Commission.**ACTION:** Final rule.

SUMMARY: The Commission, at the request of Guadalupe Communications, Inc., substitutes Channel 222C2 for Channel 221A at Kerrville, Texas, and modifies the construction permit of Station KITE-FM to specify operation on the higher powered channel. See 55 FR 01065, January 11, 1990. Channel 222C2 can be allotted in compliance with the Commission's minimum distance separation requirements with a site restriction of 4.8 kilometers (3.0 miles) northwest to accommodate Guadalupe's desired site. The

coordinates for Channel 222C2 at Kerrville are 30-05-00 and 99-10-00. Mexican concurrence has been obtained for the allotment of Channel 222C2 at Kerrville, Texas. With this action, this proceeding is terminated.

EFFECTIVE DATE: May 8, 1992.**FOR FURTHER INFORMATION CONTACT:** Pamela Blumenthal, Mass Media Bureau, (202) 634-6530.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's Report and Order, MM Docket No. 89-621, adopted March 12, 1992, and released March 24, 1992. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Dockets Branch (room 230), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractor, Downtown Copy Center, (202) 452-1422.

1714 21st Street, NW., Washington, DC 20036.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

PART 73—[AMENDED]

1. The authority citation for part 73 continues to read as follows:

Authority: 47 U.S.C. 154, 303.

§ 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under Texas, is amended by removing Channel 221A and adding Channel 222C2 at Kerrville.

Federal Communications Commission.

Michael C. Ruger,

Acting Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 92-7220 Filed 3-27-92; 8:45 am]

BILLING CODE 6712-01-M

Proposed Rules

Federal Register

Vol. 57, No. 61

Monday, March 30, 1992

This section of the **FEDERAL REGISTER** contains notices to the public of the proposed issuance of rules and regulations. The purpose of these notices is to give interested persons an opportunity to participate in the rule making prior to the adoption of the final rules.

DEPARTMENT OF JUSTICE

Immigration and Naturalization Service

8 CFR Chapter I

[INS No. 1375-92]

Reducing the Burden of Government Regulation; Request for Comments

AGENCY: Immigration and Naturalization Service, Justice.

ACTION: Notice of request for comments.

SUMMARY: The Immigration and Naturalization Service solicits comments on the extent to which its regulations and programs can be improved to promote clarity and efficiency and to eliminate unnecessary regulatory burdens.

DATES: Written comments must be received on or before April 29, 1992.

ADDRESSES: Please submit written comments, in triplicate, to the Records Systems Division, Director, Policy Directives and Instructions Branch, Immigration and Naturalization Service, 425 I Street, NW, room 5304, Washington, DC 20536. To ensure proper handling, please note INS number 1375-92 on your correspondence.

FOR FURTHER INFORMATION CONTACT: Edward J. Lynch, Director, Office of Strategic Planning, Immigration and Naturalization Service, 425 I Street, NW, room 6038, Washington, DC 20536, telephone (202) 514-2199.

SUPPLEMENTARY INFORMATION: By memorandum of January 28, 1992, the President instructed the heads of various executive branch departments and agencies to take certain steps to "weed out unnecessary and burdensome government regulations, which impose needless costs on consumers and substantially impede economic growth." One of these steps is to work with "the

public, other interested agencies, the Office of Information and Regulatory Affairs, and the Council on Competitiveness" to (i) identify each agency regulation and program that imposes a substantial cost on the economy and (ii) determine whether each such regulation or program adheres to the following standards:

(a) The expected benefits to society of any regulation should clearly outweigh the expected costs it imposes on society.

(b) Regulations should be fashioned to maximize net benefits to society.

(c) To the maximum extent possible, regulatory agencies should set performance standards instead of prescriptive command-and-control requirements, thereby allowing the regulated community to achieve regulatory goals at the lowest possible cost.

(d) Regulations should incorporate market mechanisms to the maximum extent possible.

(e) Regulations should provide clarity and certainty to the regulated community and should be designed to avoid needless litigation.

The President has asked the agencies, following this review process, to propose administrative changes (including repeal, if appropriate) to bring regulations and programs into conformity with these standards.

In order to make its regulatory review as fruitful as possible, the Immigration and Naturalization Service invites public comment on the extent to which its regulations and programs achieve the goals set forth in these standards. Those responding should comment concisely and specifically. Commenters who suggest that existing regulations can benefit from revision should, if appropriate, propose specific alternatives.

Dated: March 18, 1992.

Gene McNary,

Commissioner, Immigration and Naturalization Service.

[FR Doc. 92-7227 Filed 3-27-92; 8:45 am]

BILLING CODE 4410-10-M

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 39

[Docket No. 92-CE-13-AD]

Airworthiness Directives; British Aerospace, Regional Aircraft Limited, Jetstream Models 3101 and 3201 Airplanes

AGENCY: Federal Aviation Administration, DOT.

ACTION: Notice of proposed rulemaking (NPRM).

SUMMARY: This notice proposes to adopt a new airworthiness directive (AD) that would be applicable to certain British Aerospace (BAe), Regional Aircraft Limited, Jetstream Models 3101 and 3201 airplanes. The proposed action would require a modification to the shear fitting at the top of each escape hatch. The Federal Aviation Administration (FAA) has received a report of interference between the shear fitting on an escape hatch and a ceiling panel while removing an escape hatch on one of the affected airplanes. The actions specified by this AD are intended to protect occupants who could be prevented from removing an escape hatch during an emergency situation because of such interference.

DATES: Comments must be received on or before May 29, 1992.

ADDRESSES: Service information that is applicable to this AD may be obtained from British Aerospace, Regional Aircraft Limited, Manager Product Support, Prestwick Airport, Ayrshire, KA9 2RW Scotland; Telephone (44-292) 79888; Facsimile (44-292) 79703; or British Aerospace, Inc., Librarian, Box 17414, Dulles International Airport, Washington, DC 20041; Telephone (703) 435-9100; Facsimile (703) 435-2628. This information may also be examined at the Rules Docket at the address below. Submit comments in triplicate to the FAA, Central Region, Office of the Assistant Chief Counsel, Attention: Rules Docket 92-CE-13-AD, room 1558, 601 E. 12th Street, Kansas City, Missouri 64106. Comments may be inspected at this location between 8 a.m. and 4 p.m., Monday through Friday, holidays excepted.

FOR FURTHER INFORMATION CONTACT:
Mr. Raymond A. Stoer, Program Officer, Brussels Aircraft Certification Office, FAA, Europe, Africa, and Middle East Office, c/o American Embassy, B-1000 Brussels, Belgium; Telephone (322) 513.38.30 ext. 2710; Facsimile (322) 230.68.99; or Mr. John P. Dow, Sr., Project Officer, Small Airplane Directorate, Airplane Certification Service, FAA, 601 E. 12th Street, Kansas City, Missouri 64106; Telephone (816) 426-6932; Facsimile (816) 426-2169. British Aerospace, Commercial Aircraft Ltd., Airlines Division, Prestwick Airport, Ayrshire, KA9 2RW, Scotland.

SUPPLEMENTARY INFORMATION:

Comments Invited

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the Rules Docket number and be submitted in triplicate to the address specified above. All communications received on or before the closing date for comments, specified above, will be considered before taking action on the proposed rule. The proposals contained in this notice may be changed in light of the comments received.

Comments are specifically invited on the overall regulatory, economic, environmental, and energy aspects of the proposed rule. All comments submitted will be available, both before and after the closing date for comments, in the Rules Docket for examination by interested persons. A report that summarizes each FAA-public contact concerned with the substance of this proposal will be filed in the Rules Docket.

Commenters wishing the FAA to acknowledge receipt of their comments submitted in response to this notice must submit a self-addressed, stamped postcard on which the following statement is made: "Comments to Docket No. 92-CE-13-AD." The postcard will be date stamped and returned to the commenter.

Availability of NPRMs

Any person may obtain a copy of this NPRM by submitting a request to the FAA, Central Region, Office of the Assistant Chief Counsel, Attention: Rules Docket No. 92-CE-13-AD, room 1558, 601 E. 12th Street, Kansas City, Missouri 64106.

Discussion

The Civil Aviation Authority (CAA), which is the airworthiness authority for the United Kingdom, recently notified

the FAA that an unsafe condition may exist on certain BAe, Regional Aircraft Limited, Jetstream Models 3101 and 3201 airplanes. The CAA reports that interference between the shear fitting on an escape hatch and a ceiling panel occurred while removing an escape hatch during a scheduled inspection of one of the affected airplanes. This condition, if not detected and corrected, could result in occupant injury during an emergency situation caused by the inability to remove an escape hatch.

The manufacturer (BAe) has issued Service Bulletin (SB) 52-JM 7752, dated December 17, 1991, which specifies a modification to the shear fitting at the top of the right-hand escape hatch for the Models 3101 and 3201 airplanes, and modification to the shear fitting at the top of the left-hand escape hatch for the Model 3201 airplanes. The CAA classified this service bulletin as mandatory in order to assure the continued airworthiness of these airplanes in the United Kingdom.

This airplane model is manufactured in the United Kingdom and is type certified for operation in the United States under the provisions of § 21.29 of the Federal Aviation Regulations and the applicable bilateral airworthiness agreement. Pursuant to this bilateral airworthiness agreement, the CAA has kept the FAA informed of the situation described above. The FAA has examined the findings of the CAA, reviewed all available information, and determined that AD action is necessary for products of this type design that are certificated for operation in the United States.

Since the condition described is likely to exist or develop in other BAe, Regional Aircraft Limited, Jetstream Models 3101 and 3201 airplanes of the same type design, the proposed AD would require a modification to the shear fitting at the top of each escape hatch in accordance with the instructions in BAe SB 52-JM 7752, dated December 17, 1991.

The FAA estimates that 31 Model 3101 airplanes and 89 Model 3201 airplanes in the U.S. registry would be affected by the proposed AD, that it would take approximately 1 hour per Model 3101 airplane and 3 hours per Model 3201 airplane to accomplish the proposed action, and that the average labor rate is approximately \$55 an hour. Parts will be provided by the manufacturer at no cost to the operator. Based on these figures, the total cost impact of the proposed AD on U.S. operators is estimated to be \$16,390 (\$1,705 for the Model 3101 airplanes and \$14,685 for the Model 3201 airplanes).

The regulations proposed herein

would not have substantial direct effects on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government. Therefore, in accordance with Executive Order 12612, it is determined that this proposal would not have sufficient federalism implications to warrant the preparation of a Federalism Assessment.

For the reasons discussed above, I certify that this action (1) is not a "major rule" under Executive Order 12291; (2) is not a "significant rule" under DOT Regulatory Policies and Procedures (44 FR 11034, February 26, 1979); and (3) if promulgated, will not have a significant economic impact, positive or negative, on a substantial number of small entities under the criteria of the Regulatory Flexibility Act. A copy of the draft regulatory evaluation prepared for this action has been placed in the Rules Docket. A copy of it may be obtained by contacting the Rules Docket at the location provided under the caption **ADDRESSES**.

List of Subjects in 14 CFR Part 39

Air transportation, Aircraft, Aviation safety, Safety

The Proposed Amendment

Accordingly, pursuant to the authority delegated to me by the Administrator, the Federal Aviation Administration proposes to amend 14 CFR Part 39 of the Federal Aviation Regulations as follows:

PART 39—AIRWORTHINESS DIRECTIVES

1. The authority citation for part 39 continues to read as follows:

Authority: 49 U.S.C. 1354(a), 1421 and 1423; 49 U.S.C. 106(g); and 14 CFR 11.89.

§ 39.13 [Amended]

2. Section 39.13 is amended by adding the following new AD:

British Aerospace, Regional Aircraft Limited: Docket No. 92-CE-13-AD.

Applicability: Jetstream Model 3101 airplanes (serial numbers (S/N) 757 and S/N 770 through 839), and Jetstream Model 3201 airplanes (S/N 790 through 910 and S/N 912), certificated in any category.

Compliance: Required within the next 500 hours time-in-service after the effective date of this AD, unless already accomplished.

To prevent occupant injury during an emergency situation caused by the inability to remove an escape hatch, accomplish the following:

(a) For both Models 3101 and 3201 airplanes, modify the shear fitting at the top of the right-hand escape hatch in accordance with Part A of the Accomplishment Instructions in BAe Service Bulletin (SB) 52-JM 7752, dated December 17, 1991.

(b) For Model 3201 airplanes, modify the shear fitting at the top of the left-hand escape hatch in accordance with Part B of the Accomplishment Instructions in BAe Service Bulletin (SB) 52-JM-7752, dated December 17, 1991.

(c) Special flight permits may be issued in accordance with FAR 21.197 and 21.199 to operate the airplane to a location where the requirements of this AD can be accomplished.

(d) An alternative method of compliance or adjustment of the compliance time that provides an equivalent level of safety may be approved by the Manager, Brussels Aircraft Certification Office, Europe, Africa, Middle East office, FAA, c/o American Embassy, 1000 Brussels, Belgium. The request should be forwarded through an appropriate FAA Maintenance Inspector, who may add comments and then send it to the Manager, Brussels Aircraft Certification Office.

(e) All persons affected by this directive may obtain copies of the document referred to herein upon request to British Aerospace, Regional Aircraft Limited, Manager Product Support, Airlines Division, Prestwick Airport, Ayrshire, KA9 2RW Scotland; or British Aerospace, Inc., Librarian, Box 17414, Dulles International Airport, Washington, DC, 20041. This document may also be examined at the FAA, Central Region, Office of the Assistant Chief Counsel, room 1558, 601 E. 12th Street, Kansas City, Missouri 64106.

Issued in Kansas City, Missouri, on March 23, 1992.

Richard F. Yotter,

Acting Manager, Small Airplane Directorate, Aircraft Certification Service.

[FR Doc. 92-7192 Filed 3-27-92; 8:45 am]

BILLING CODE 4910-13-M

14 CFR Part 39

[Docket No. 91-CE-70-AD]

Airworthiness Directives; Fairchild Aircraft (Formerly Swearingen) SA226 and SA227 Series Airplanes

AGENCY: Federal Aviation Administration, DOT.

ACTION: Supplemental notice of proposed rulemaking (NPRM); reopening of comment period.

SUMMARY: This notice revises an earlier proposed airworthiness directive (AD), which would have required a modification to the horizontal stabilizer aft spar attach fitting installation and stabilizer skin on certain Fairchild Aircraft SA226 and SA227 airplanes, and repetitive inspections of the radius area of the rib splice straps for cracks with subsequent modification if found cracked. The proposed supplemental action incorporates additional modification procedures that have been added to the service information. The Federal Aviation Administration (FAA) received reports of broken fasteners that

attach the pivot fitting of the horizontal tail to the rear spar. The actions specified by this AD are intended to prevent failure of the horizontal stabilizer caused by broken pivot fitting fasteners, which could result in complete loss of control of the airplane. **DATES:** Comments must be received on or before May 29, 1992.

ADDRESSES: Service information that is applicable to this AD may be obtained from Fairchild Aircraft, P.O. Box 790490, San Antonio, Texas 78279-0490; Telephone (512) 824-9421. This information also may be examined at the Rules Docket at the address below.

Submit comments on the proposal in triplicate to the FAA, Central Region, Office of the Assistant Chief Counsel, Attention: Rules Docket No. 91-CE-70-AD, room 1558, 601 E. 12th Street, Kansas City, Missouri 64106. Comments may be inspected at this location between 8 a.m. and 4 p.m., Monday through Friday, holidays excepted.

FOR FURTHER INFORMATION CONTACT: Mr. Hung Viet Nguyen, Aerospace Engineer, FAA, Airplane Certification Office, 4400 Blue Mound Road, Fort Worth, Texas 76193-0150; Telephone (817) 624-5155; Facsimile (817) 624-5029.

SUPPLEMENTARY INFORMATION:

Comments Invited

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the regulatory docket number and be submitted in triplicate to the address specified above. All communications received on or before the closing date for comments, specified above, will be considered before taking action on the proposed rule. The proposals contained in this notice may be changed in light of the comments received.

Comments are specifically invited on the overall regulatory, economic, environmental, and energy aspects of the proposed rule. The closing date for comments, in the Rules Docket for examination by interested persons. A report that summarizes each FAA-public contact concerned with the substance of this proposal will be filed in the Rules Docket.

Commenters wishing the FAA to acknowledge receipt of their comments submitted in response to this notice must submit a self-addressed, stamped postcard on which the following statement is made: "Comments to Docket 91-CE-70-AD." The postcard will be date stamped and returned to the commenter.

Availability of NPRMs

Any person may obtain a copy of this NPRM by submitting a request to the FAA, Central Region, Office of the Assistant Chief Counsel, Attention: Rules Docket No. 91-CE-70-AD, room 1558, 601 E. 12th Street, Kansas City, Missouri 64106.

Discussion

The Federal Aviation Administration (FAA) received reports of broken fasteners that attach the pivot fitting of the horizontal tail to the rear spar on several SA226 and SA227 series airplanes that have over 10,000 hours time-in-service (TIS). If not detected and corrected, this condition could cause failure of the horizontal stabilizer and complete loss of control of the airplane.

These reports prompted the FAA to proposed amending the Federal Aviation Regulations to include an AD that is applicable to certain Fairchild Aircraft SA226 and SA227 series airplanes by publishing a notice of proposed rulemaking (NPRM) in the *Federal Register* on October 23, 1991 (56 FR 54806). The action proposed a modification to the horizontal stabilizer aft spar attach fitting installation and the stabilizer skin in accordance with Fairchild SA226 Series Service Bulletin (SB) 55-010, Horizontal Stabilizer Fitting Fasteners, Issued: May 13, 1991, or Fairchild SA227 Series SB 55-006, Horizontal Stabilizer Fitting Fasteners, Issued: May 13, 1991; Revised: May 22, 1991, whichever is applicable. It also would require repetitive inspections of the radius area of the rib splice straps for cracks with subsequent modification if found cracked.

Interested persons were afforded an opportunity to participate in the making of this amendment. One comment was received in favor of the proposed rule and no comments were received concerning the FAA's determination of the cost to the public.

Since the issuance of the proposal, the manufacturer (Fairchild Aircraft) has revised Fairchild SA227 Series SA 55-006, Horizontal Stabilizer Fitting Fasteners, to include additional procedures for modifying the horizontal stabilizer aft spar attach fitting installation and the stabilizer skin on Fairchild Aircraft SA227 airplanes. Fairchild Aircraft has also revised Fairchild SA226 Series SB 55-010, Horizontal Stabilizer Fitting Fasteners, to incorporate minor editorial corrections. This Fairchild SA226 Series SB 55-010 revision does not add to the scope of work, cost, or effectiveness that was originally proposed; however, the

Fairchild SA227 Series SB 55-006 revision does increase the scope of work set forth in the NPRM.

After examining the circumstances and reviewing all available information related to the incidents described above, the FAA has determined that the previously proposed AD action is still valid, but that the Fairchild Aircraft SA226 and SA227 series airplanes should be modified in accordance with Fairchild SA226 Series SB 55-010, Horizontal Stabilizer Fitting Fasteners, Issued: May 13, 1991; Revised: December 13, 1991, or Fairchild SA227 Series SB 55-006, Horizontal Stabilizer Fitting Fasteners, Issued: May 13, 1991; Revised: December 13, 1991, whichever is applicable.

Since the revision to Fairchild SA227 Series SB 55-006, Horizontal Stabilizer Fitting Fasteners, specifies additional procedures that go beyond the scope of what was originally proposed, the notice has been revised accordingly and the comment period has been reopened to provide additional time for public comment.

The FAA estimates that 715 (368 SA226 series and 347 SA227 series) airplanes in the U.S. registry would be affected by the proposed AD, that it would take approximately 32 hours per SA226 series airplane and 33 hours per SA227 series airplane to accomplish the proposed action, and that the average labor rate is approximately \$55 an hour. Parts cost approximately \$1,400 per airplane. Based on these figures, the total cost impact of the proposed AD on U.S. operators is estimated to be \$2,278,485 (\$1,162,880 for the SA226 series airplanes and \$1,115,605 for the SA227 series airplanes). The FAA estimated that the original NPRM would have cost \$2,259,400 (32 hours × \$55 per hour + \$1,400 × 715 airplanes). The \$19,085 (\$2,278,485 - \$2,259,400) difference between this proposed action and the original NPRM is a one-hour increase (33 hours as opposed to 32) in the scope of work on the SA227 series airplanes (1 hour × \$55 per hour × 347 airplanes) that was incorporated through procedural changes in the service information revision.

The regulations proposed herein would not have substantial direct effects on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government. Therefore, in accordance with Executive Order 12612, it is determined that this proposal would not have sufficient federalism implications to warrant the preparation of a Federalism Assessment.

For the reasons discussed above, I certify that this action (1) is not a "major rule" under Executive Order 12291; (2) is not a "significant rule" under DOT Regulatory Policies and Procedures (44 FR 11034, February 26, 1979); and (3) if promulgated, will not have a significant economic impact, positive or negative, on a substantial number of small entities under the criteria of the Regulatory Flexibility Act. A copy of the draft regulatory evaluation prepared for this action has been placed in the Rules Docket. A copy of it may be obtained by contacting the Rules Docket at the location provided under the caption **ADDRESSES**.

List of Subjects in 14 CFR Part 39

Air transportation, Aircraft, Aviation safety, Safety.

The Proposed Amendment

Accordingly, pursuant to the authority delegated to me by the Administrator, the Federal Aviation Administration proposes to amend 14 CFR part 39 of the Federal Aviation Regulations as follows:

PART 39—AIRWORTHINESS DIRECTIVES

1. The authority citation for part 39 continues to read as follows:

Authority: 49 U.S.C. 1354(a), 1421 and 1423; 49 U.S.C. 106(g); and 14 CFR 11.89.

§ 39.13 [Amended]

2. Section 39.13 is amended by adding the following new AD:

Fairchild Aircraft (formerly Swearingen):
Docket No. 91-CE-70-AD.

Applicability: Model SA226-T airplanes (serial numbers (S/N) T201 through T275 and T277 through T291), Model SA226-T(B) airplanes (S/N T(B)276 and T(B)292 through T(B)417), Model SA228-AT airplanes (S/N AT001 through AT074), Model SA226TC airplanes (S/N TC201 through TC419), Model SA227-TT airplanes (S/N TT421 through TT541), Model SA227-AT airplanes (S/N AT423 through AT695), and Model SA227-AC airplanes (S/N AC406, AC415, AC416, AC420 through AC783, and AC785), certificated in any category.

Compliance: Required as indicated, unless already accomplished.

To prevent failure of the horizontal stabilizer caused by broken pivot fitting fasteners, which could result in complete loss of control of the airplane, accomplish the following:

(a) Upon the accumulation of 10,000 hours time-in-service (TIS) or within the next 1,000 hours TIS after the effective date of this AD, whichever occurs later, accomplish the following:

(1) Modify the horizontal stabilizer aft spar attach fitting installation in accordance with paragraphs A. (1) through A. (7) of 2.

Accomplishment Instructions in Fairchild SA226 Series Service Bulletin (SB) 55-010,

Horizontal Stabilizer Fitting Fasteners, Issued: May 13, 1991, or paragraphs A. (1) through A. (3) and B. (1) through B. (6) of 2. Accomplishment Instructions in Fairchild SA227 Series SB Bulletin 55-006, Horizontal Stabilizer Fitting Fasteners, Issued: May 13, 1991; Revised: December 13, 1991, whichever is applicable.

(2) Modify the stabilizer skin in accordance with paragraphs B. (1) through B. (4) of 2. Accomplishment Instructions in Fairchild SA226 Series SB 55-010, Horizontal Stabilizer Fitting Fasteners, Issued: May 13, 1991, or paragraphs C. (1) through C. (5) of 2.

Accomplishment Instructions in Fairchild SA227 Series SB 55-006, Horizontal Stabilizer Fitting Fasteners, Issued: May 13, 1991; Revised: December 13, 1991, whichever is applicable.

(3) Visually inspect the radius area of the rib splice strap for cracks in accordance with Figure 2 in Fairchild SA226 Series SB 55-010, Horizontal Stabilizer Fitting Fasteners, Issued: May 13, 1991, or Figure 3 in Fairchild SA227 Series SB 55-006, Horizontal Stabilizer Fitting Fasteners, Issued: May 13, 1991; Revised: December 13, 1991, whichever is applicable.

(i) If cracks are found, prior to further flight, obtain a repair scheme from the manufacturer through the Airplane Certification Office at the address specified in paragraph (c) of this AD, incorporate the repair scheme, and reinspect thereafter at intervals not to exceed 5,000 hours TIS.

(ii) If no cracks are found, reinspect thereafter at intervals not to exceed 5,000 hours TIS.

(b) Special flight permits may be issued in accordance with FAR 21.197 and 21.199 to operate the airplane to a location where the requirements of this AD can be accomplished.

(c) An alternative method of compliance or adjustment of the initial or repetitive compliance times that provides an equivalent level of safety may be approved by the Manager, Airplane Certification Office, FAA, 4400 Blue Mound Road, Fort Worth, Texas 76193-0150. The request should be forwarded through an appropriate FAA Maintenance Inspector, who may add comments and then send it to the Manager, Fort Worth Aircraft Certification Office.

Note: Information concerning the existence of approved alternative methods of compliance with this AD, if any, may be obtained from the Fort Worth Aircraft Certification Office.

(d) All persons affected by this directive may obtain copies of the documents referred to herein upon request to Fairchild Aircraft, P.O. Box 790490, San Antonio, Texas 78279-0490; or may examine these documents at the FAA, Central Region, Office of the Assistant Chief Counsel, room 1558, 601 E. 12th Street, Kansas City, Missouri 64106.

Issued in Kansas City, Missouri, on March 23, 1992.

Richard F. Yotter,

Acting Manager, Small Airplane Directorate, Aircraft Certification Service.

[FR Doc. 92-7191 Filed 3-27-92; 8:45 am]

BILLING CODE 4910-13-M

14 CFR Part 39

[Docket No. 91-CE-67-AD]

Airworthiness Directives; British Aerospace, Regional Aircraft Limited, Jetstream Models 3101 and 3201 Airplanes**AGENCY:** Federal Aviation Administration, DOT.**ACTION:** Notice of proposed rulemaking (NPRM).

SUMMARY: This notice proposes to adopt a new airworthiness directive (AD) that would supersede AD 90-13-12, which currently requires modifications of the airplane electrical system and a revision to the emergency procedures section of the airplane flight manual on certain British Aerospace (BAe), Regional Aircraft Limited, Jetstream Models 3101 and 3201 airplanes. The proposed action would retain the requirements of AD 90-13-12 only for those airplanes that have not installed modified inverters and restored the inverter transfer function. The Federal Aviation Administration (FAA) has determined that the installation of modified inverters along with the restoration of the inverter transfer function corrects the problems in the power supply that were addressed by AD 90-13-12 and should eliminate the need for the actions of that AD. The actions specified by this AD are intended to prevent alternating current (AC) system failures that could result in undetected damage to the airplane navigation systems.

DATES: Comments must be received on or before May 29, 1992.

ADDRESSES: Service information that is applicable to this AD may be obtained from British Aerospace, Regional Aircraft Limited, Manager Product Support, Commercial Aircraft Airlines Division, Prestwick Airport, Ayrshire, KA9 2RW Scotland; Telephone (44-292) 79888; Facsimile (44-292) 79703; or British Aerospace, Inc., Librarian, Box 17414, Dulles International Airport, Washington, DC, 20041; Telephone (703) 435-9100; Facsimile (703) 435-2628. This information may also be examined at the Rules Docket at the address below.

Submit comments on this AD in triplicate to the FAA, Central Region, Office of the Assistant Chief Counsel, Attention: Rules Docket 90-CE-67-AD, room 1558, 601 E. 12th Street, Kansas City, Missouri 64106.

FOR FURTHER INFORMATION CONTACT:

Mr. Raymond A. Stoer, Program Officer, Brussels Aircraft Certification Office, FAA, Europe, Africa, and Middle East Office, c/o American Embassy, B-1000

Brussels, Belgium; Telephone (322) 513-38-30 ext. 2710; Facsimile (322) 230-68-99; or Mr. John P. Dow, Sr., Project Officer, Small Airplane Directorate, Airplane Certification Service, FAA, 601 E. 12th Street, Kansas City, Missouri 64106; Telephone (816) 426-6932; Facsimile (816) 426-2169.

SUPPLEMENTARY INFORMATION:**Comments Invited**

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the regulatory docket number and be submitted in triplicate to the address specified above. All communications received on or before the closing date for comments, specified above, will be considered before taking action on the proposed rule. The proposals contained in this notice may be changed in light of the comments received.

Comments are specifically invited on the overall regulatory, economic, environmental, and energy aspects of the proposed rule. All comments submitted will be available, both before and after the closing date for comments, in the Rules Docket for examination by interested persons. A report that summarizes each FAA-public contact concerned with the substance of this proposal will be filed in the Rules Docket.

Commenters wishing the FAA to acknowledge receipt of their comments submitted in response to this notice must submit a self-addressed, stamped postcard on which the following statement is made: "Comments to Docket 90-CE-67-AD." The postcard will be date stamped and returned to the commenter.

Availability of NPRMs

Any person may obtain a copy of this NPRM by submitting a request to the FAA, Central Region, Office of the Assistant Chief Counsel, Attention: Rules Docket No. 90-CE-67-AD, room 1558, 601 E. 12th Street, Kansas City, Missouri 64106.

Discussion

Airworthiness Directive (AD) 90-13-12, Amendment 39-6629 (55 FR 23890, June 13, 1990), concurrently requires modifications to the airplane electrical system and a revision to the emergency procedures section of the airplane flight manual on certain British Aerospace (BAe), Regional Aircraft Limited, Jetstream Models 3101 and 3201 airplanes. These modifications are to be accomplished in accordance with BAe

Alert Service Bulletin (ASB) 24-A-JA 900443, Revision 1, dated May 1, 1990; and BAe ASB 24-A-JM 7708, Revision 1, dated May 22, 1990.

The Civil Aviation Authority (CAA), which is the airworthiness authority for the United Kingdom, recently notified the FAA that modified inverters, part number (P/N) 1B350-1B1-3, have been installed on certain British Aerospace (BAe), Regional Aircraft Limited, Jetstream Models 3101 and 3201 airplanes. The CAA reports that the installation of these modified inverters along with the restoration of the inverter transfer function corrects the problems in the power supply that were addressed by AD 90-13-12.

This model airplane is manufactured in the United Kingdom and is type certificated for operation in the United States under the provisions of § 21.29 of the Federal Aviation Regulations and the applicable bilateral airworthiness agreement. Pursuant to a bilateral airworthiness agreement, the CAA has kept the FAA informed of the above situation. The FAA has examined the findings of the CAA, reviewed all available information, and determined that further AD action is necessary for products of this type design that are certificated for operation in the United States.

Since an unsafe condition has been identified that is likely to exist or develop in other BAe Jetstream Models 3101 and 3201 airplanes of the same type design, the proposed action would supersede AD 90-13-12 with a new AD that would (1) retain the modifications to the airplane electrical system and a revision to the emergency procedures section of the airplane flight manual required by AD 90-13-12; and (2) require these modification and revisions only for those airplanes that have not installed modified inverters, P/N 1B350-1B1-3, in accordance with the instructions in BAe Mandatory SB 24-JM 7740, dated November 15, 1990, and have not restored the inverter transfer function in accordance with the instructions in BAe ASB 24-JA 900941, dated November 14, 1990; or BAe ASB 24-JA 900941, Revision 1, dated February 18, 1992.

The FAA estimates that 180 airplanes in the U.S. registry would be affected by the proposed AD, that it would take approximately 10 workhours per airplane to accomplish the proposed action, and that the average labor rate is approximately \$55 an hour. Based on these figures, the total cost impact of the proposed AD on U.S. operators is estimated to be \$99,000. Since AD 90-13-12, which would be superseded by

the proposed action, required the same actions (except for a limit in the airplane applicability), there is no additional cost impact of the proposed AD on U.S. operators. The \$19,800 cost difference between the proposed AD (estimated \$99,000) and AD 90-04-04 (estimated \$79,200) is a result of inflationary costs used in determining the cost of labor (\$55 per hour as opposed to \$40 per hour).

The regulations proposed herein would not have substantial direct effects on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government. Therefore, in accordance with Executive Order 12612, it is determined that this proposal would not have sufficient federalism implications to warrant the preparation of a Federalism Assessment.

For the reasons discussed above, I certify that this action (1) is not a "major rule" under Executive Order 12291; (2) is not a "significant rule" under DOT Regulatory Policies and Procedures (44 FR 11034, February 26, 1979); and (3) if promulgated, will not have a significant economic impact, positive or negative, on a substantial number of small entities under the criteria of the Regulatory Flexibility Act. A copy of the draft regulatory evaluation prepared for this action has been placed in the Rules Docket. A copy of it may be obtained by contacting the Rules Docket at the location provided under the caption ADDRESSES.

List of Subjects in 14 CFR Part 39

Air transportation, Aircraft, Aviation safety, Safety.

The Proposed Amendment

Accordingly, pursuant to the authority delegated to me by the Administrator, the Federal Aviation Administration proposes to amend 14 CFR part 39 of the Federal Aviation Regulations as follows:

PART 39—AIRWORTHINESS DIRECTIVES

1. The authority citation for Part 39 continues to read as follows:

Authority: 49 U.S.C. 1354(a), 1421 and 1423; 49 U.S.C. 106(g); and 14 CFR 11.89.

§ 39.13 [Amended]

2. Section 39.13 is amended by removing AD 90-13-12, Amendment 39-6629 (55 FR 23890, June 13, 1990), and adding the following new AD:

British Aerospace, Regional Aircraft Limited: Docket No. 90-CE-67-AD. Supersedes AD 90-13-12, Amendment 39-6629.

Applicability: Jetstream Models 3201 and 3201 airplanes (serial numbers 897 through 904), certificated in any category, that have not accomplished the following:

1. Installed two modified inverters, part number 1B350-1B1-3, in accordance with the instructions in BAe Alert Service Bulletin (ASB) 24-JM 7740, dated November 15, 1990; and
2. Restored the inverter transfer function in accordance with the instructions in BAe ASB 24-JA 900941, dated November 14, 1990; or BAe ASB 24-JA 900941, dated February 18, 1992.

Compliance: Required as indicated, unless already accomplished.

To prevent alternating current (AC) system failures that could result in undetected damage to the airplane navigation systems, accomplish the following:

(a) Within the next 50 hours time-in-service (TIS) after the effective date of this AD, modify the airplane electrical system and revise the emergency procedures section of the airplane flight manual in accordance with the instructions in BAe (ASB) 24-A-JA 900443, Revision 2, dated November 15, 1990, section 2, Accomplishment Instructions; and appendix C (without Modification 7708) and operate the airplane accordingly.

(b) Within the next 100 hours TIS after the effective date of this AD, modify the airplane electrical system in accordance with the instructions in BAe ASB 24-A-JM 7708, Revision 1, dated May 22, 1990, and revise the emergency procedures section of the airplane flight manual in accordance with the instructions in BAe ASB 24-A-JA 900443, Revision 2, dated November 15, 1990, appendix C (with Modification 7708); or whichever of the following Advance Amendment Bulletins (AAB) is applicable:

Model	Publication
3101	AFM HP.4.10, BAe AAB number 6 with at least issue 1 status; and AFM HP.4.10, BAe AAB number 4 with at least issue 2 status.
3201	AFM HP.4.16, BAe AAB number 2 with at least 2 issue status, and removal of BAe AAB number 2, issue 1.

(c) If the modifications required by paragraphs (a) and (b) of this AD have been accomplished in accordance with BAe ASB 24-A-JM 7708, Revision 1, dated May 22, 1990, and BAe ASB 24-A-JA 900443, Revision 1, dated May 1, 1990, then no further action is required by this AD.

(d) Replacement of both inverters, P/N 1B350-1B1-2, with modified inverters P/N 1B350-1B1-3 in accordance with the "Accomplishment Instructions" of BAe Mandatory Service Bulletin 24-JM 7740, dated November 15, 1990, and restoration of the inverter transfer function in accordance with BAe ASB 24-JA 900941, dated November 14, 1990; or BAe ASB 24-JA 900941, Revision 1, dated February 18, 1992, is considered terminating action for the requirements of this AD.

(e) Special flight permits may be issued in accordance with FAR 21.197 and 21.199 to operate the airplane to a location where the

requirements of this AD can be accomplished.

(f) An alternative method of compliance or adjustment of the compliance times that provides an equivalent level of safety may be approved by the Manager, Brussels Aircraft Certification Office, FAA, Europe, Africa, and Middle East Office, c/o American Embassy, B-1000 Brussels, Belgium. The request should be forwarded through an appropriate FAA Maintenance Inspector, who may add comments and then send it to the Manager, Brussels Aircraft Certification Office.

Note: Information concerning the existence of approved alternative methods of compliance with this AD, if any, may be obtained from the Brussels Aircraft Certification Office.

(g) All persons affected by this directive may obtain copies of the documents referred to herein upon request to British Aerospace, Regional Aircraft Limited, Manager Product Support, Commercial Aircraft Airlines Division, Prestwick Airport, Ayrshire, KA9 2RW Scotland; or British Aerospace, Inc., Librarian, Box 17414, Dulles International Airport, Washington, DC 20041; or may examine these documents at the FAA, Central Region, Office of the Assistant Chief Counsel, room 1558, 801 E. 12th street, Kansas City, Missouri 64106.

(h) This amendment supersedes AD 90-13-12, Amendment 39-6629.

Issued in Kansas City, Missouri, on March 23, 1992.

Richard F. Yotter,

Acting Manager, Small Airplane Directorate, Aircraft Certification Service.

[FR Doc. 92-7190 Filed 3-27-92; 8:45am]

BILLING CODE 4910-13-M

DEPARTMENT OF THE TREASURY

Fiscal Service

31 CFR Parts 349 and 356

[Department of the Treasury Circular, Public Debt Series No. 1-92]

Sale and Issue of Marketable Book-Entry Treasury Bills, Notes, and Bonds

AGENCY: Bureau of the Public Debt, Fiscal Service, Department of the Treasury.

ACTION: Notice of extension of time for submission of comments.

SUMMARY: This document extends until April 15, 1992, the deadline for submission of comments on the proposed rule governing the sale and issuance by the Department of the Treasury of all marketable book-entry Treasury bills, notes, and bonds offered to the public for sale. The proposed rule was published in the *Federal Register* on January 31, 1992 (57 FR 3870), and comments were to be submitted on or before March 31, 1992.

DATES: Comments must be received on or before April 15, 1992. Comments are particularly invited on § 356.13, Net long position; § 356.14, Bidding for customers; § 356.16, Certification; § 356.17, Payment for securities; and appendix A, Department of the Treasury Single Bidder Criteria.

ADDRESSES: Comments should be sent to: Office of Financing, Bureau of the Public Debt, room 534, E Street Building, Washington, DC 20239-0001. Comments received will be available for public inspection and copying at the Treasury Department Library, 1500 Pennsylvania Avenue, NW., Washington, DC 20220.

FOR FURTHER INFORMATION CONTACT: Michael W. Sunner, Deputy Assistant Commissioner, Office of Financing, Bureau of the Public Debt, or Margaret V. Marquette, Attorney-Adviser, Bureau of the Public Debt (202) 219-3350. Questions regarding submission of bids by computer should be directed to Alan Zucker, Office of Financing, Bureau of the Public Debt (202) 219-3350.

SUPPLEMENTARY INFORMATION: The Department has received a number of requests to extend the comment period on the proposed rule governing the sale and issue of marketable book-entry Treasury securities. Given the complexity to the issues and the desire of the Department of the Treasury to receive comprehensive, carefully considered comments from as wide a group of participants in the Government securities market as possible, the Department has decided to extend the comment period to April 15, 1992.

Dated: March 25, 1992.

Richard L. Gregg,
Commissioner of the Public Debt.

[FR Doc. 92-7393 Filed 3-26-92; 8:45 am]

BILLING CODE 4810-35-M

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[FRL-4118-7]

Proposed Modification to Stipulation of Settlement; Sacramento Federal Implementation Plan for Ozone

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of proposed modification of settlement; request for public comment.

SUMMARY: In accordance with section 113(g) of the Clean Air Act ("Act"), notice is hereby given of a proposed modification to a stipulation of settlement in litigation instituted against

the Environmental Protection Agency ("EPA") regarding the fact that EPA has not promulgated a final rule establishing a Federal Implementation Plan (FIP) to attain the National Ambient Air Quality Standards for ozone in the Sacramento, California nonattainment area.

Environmental Council of Sacramento, et al., v. EPA, et al., E.D. Cal. No. CIVS-87-0420 EJG.

The parties to the litigation originally entered into a stipulation of settlement that was approved by the court on June 26, 1989. The parties have since twice made modifications to the settlement which have also been approved by the court. Under the agreement as so modified, EPA is to propose a FIP by June 26, 1992, and take final action by February 26, 1993.

The parties have now agreed to further modify the settlement to stay the schedule for FIP promulgation pending action by the U.S. Court of Appeals for the Ninth Circuit in a related case (*Coalition for Clean Air (CCA), et al., v. EPA*, No. 91-55383). Also under the proposed modification to the settlement agreement EPA is to publish in the *Federal Register* an advanced notice of proposed rulemaking including a list of control measures, ranked in priority order, with associated expected emission reductions, that EPA intends to include in any FIP EPA may ultimately promulgate following action by the Ninth Circuit in CCA.

DATES: The Agency will receive written comments relating to the proposed modification of the stipulation of settlement on or before April 29, 1992. EPA or the Department of Justice may withhold or withdraw consent to the proposed modification if the comments disclose facts or circumstances that indicate that such consent is inappropriate, improper, inadequate, or inconsistent with the requirements of the Act.

ADDRESSES: Written comments should be sent to Sara Schneeberg at the address below.

Copies of the proposed modification are available from Sara Schneeberg, Air and Radiation Division (LE-132A), Office of General Counsel, U.S. Environmental Protection Agency, 401 M Street, SW., Washington, DC 20460.

FOR FURTHER INFORMATION CONTACT: Sara Schneeberg, (202) 260-7723.

Dated: March 18, 1992.

Raymond B. Ludwiszewski,
Acting General Counsel.

[FR Doc. 92-7234 Filed 3-27-92; 8:45 am]

BILLING CODE 6580-50-M

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 73

[MM Docket No. 92-55, RM-7939]

Radio Broadcasting Services; Quincy, CA

AGENCY: Federal Communications Commission.

ACTION: Proposed rule.

SUMMARY: This document requests comments on a petition for rule making filed on behalf of John K. LaRue, permittee of Station KSPY(FM), Channel 262A, Quincy, California, seeking the substitution of Channel 262C3 for Channel 262A and modification of his permit accordingly to specify operation on the higher powered channel. Petitioner's modification proposal complies with the provisions of § 1.420(g) of the Commission's Rules. Therefore, we will not accept competing expressions of interest in the use of Channel 262C3 at Quincy or require the petitioner to demonstrate the availability of an additional equivalent class channel. Coordinates for Channel 262C3 at Quincy are 40-02-41 and 120-53-04.

DATES: Comments must be filed on or before May 15, 1992, and reply comments on or before June 1, 1992.

ADDRESSES: Secretary, Federal Communications Commission, Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner's counsel, as follows: Neal J. Friedman, Esq., Pepper & Corazinni, suite 200, 1776 K St., NW., Washington, DC 20006.

FOR FURTHER INFORMATION CONTACT: Nancy Joyner, Mass Media Bureau, (202) 634-6530.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's Notice of Proposed Rule Making, MM Docket No. 92-55, adopted March 12, 1992, and released March 24, 1992. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Dockets Branch (room 230), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, Downtown Copy Center, (202) 452-1422, 1714 21st St., NW., Washington, DC 20036.

Provisions of the Regulatory Flexibility Act of 1980 do not apply to this proceeding.

Members of the public should note that from the time a Notice of Proposed

Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel allotments. See 47 CFR 1.1204(b) for rules governing permissible *ex parte* contacts.

For information regarding proper filing procedures for comments, See 47 CFR 1.415 and 1.420.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

Federal Communications Commission.

Michael C. Ruger,

Acting Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 92-7218 Filed 3-27-92; 8:45 am]

BILLING CODE 6712-01-M

47 CFR Part 73

[MM Docket No. 92-54, RM-7937]

Radio Broadcasting Services; North Madison, OH

AGENCY: Federal Communications Commission.

ACTION: Proposed rule.

SUMMARY: The Commission request comments on a petition filed by Lakeshore Broadcasting seeking the allotment of Channel 229A to North Madison, Ohio, as the community's first

local FM service. Channel 229A can be allotted to North Madison in compliance with the Commission's minimum distance separation requirements with a site restriction of 9 kilometers (5.6 miles) west-southwest to avoid short-spacings to Stations WZAK, Channel 226B, Cleveland, Ohio, and WBZZ, Channel 229B, Pittsburgh, Pennsylvania, at coordinates North Latitude 41-47-31 and West Longitude 81-09-41. Canadian concurrence in the allotment as specially negotiated allotment has been requested because the site restriction does not remove the short-spacings to Stations CBCL-FM, Channel 228C1, London, Ontario, and CKLW, Channel 230C1, Windsor, Ontario, Canada.

DATES: Comments must be filed on or before May 15, 1992, and reply comments on or before June 1, 1992.

ADDRESSES: Federal Communications Commission, Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner, or its counsel or consultant, as follows: Edward Sumrada, Lakeshore Broadcasting, 2634 River Road, Willoughby Hills, Ohio 44094 (Petitioner).

FOR FURTHER INFORMATION CONTACT: Leslie K. Shapiro, Mass Media Bureau, (202) 634-6530.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's Notice of Proposed Rule Making, MM Docket No.

92-54, adopted March 12, 1992, and released March 24, 1992. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Dockets Branch (room 230), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractor, Downtown Copy Center, (202) 452-1422, 1714 21st Street, NW., Washington, DC 20036.

Provisions of the Regulatory Flexibility Act of 1980 do not apply to this proceeding.

Members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel allotments. See 47 CFR 1.204(b) for rules governing permissible *ex parte* contacts.

For information regarding proper filing procedures for comments, see 47 CFR 1.415 and 1.420.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

Federal Communications Commission.

Michael C. Ruger,

Acting Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 92-7217 Filed 3-27-92; 8:45 am]

BILLING CODE 6712-01-M

Notices

This section of the FEDERAL REGISTER contains documents other than rules or proposed rules that are applicable to the public. Notices of hearings and investigations, committee meetings, agency decisions and rulings, delegations of authority, filing of petitions and applications and agency statements of organization and functions are examples of documents appearing in this section.

DEPARTMENT OF AGRICULTURE

Forest Service

Jackson Creek Timber Sales, Okanogan National Forest, Okanogan County, WA

AGENCY: Forest Service, USDA.

ACTION: Notice of intent to prepare an environmental impact statement.

SUMMARY: Notice is hereby given that the Forest Service, USDA will prepare an environmental impact statement (EIS) for a set of proposals to implement one to two timber sales. The purpose of the EIS will be to develop and evaluate a range of alternatives for timber harvest and road construction levels. The proposed action is preliminary, and detailed alternatives will be developed. The alternatives will include a no action alternative, involving no harvest or road construction, and additional alternatives to respond to issues generated during the scoping process. The proposed projects will be consistent with the direction in the Okanogan National Forest Land and Resource Management Plan (Forest Plan, December, 1989) which provides the overall guidance for management of the area and the proposed projects. The proposed projects all lie within the Jackson Creek RARE II Inventory Area (Roadless Area Review and Evaluation II), and would be implemented in Fiscal Year 1994 on the Tonasket Ranger District. The Jackson Creek RARE II Area is located approximately 27 miles northeast of Oroville, Washington. The agency invites written comments on the scope of this project. In addition, the agency gives notice of this analysis so that interested and affected people are aware of how they may participate and contribute to the final decision.

DATES: Comments concerning the scope and implementation of this proposal must be received by April 24, 1992.

ADDRESSES: Submit written comments and suggestions concerning the scope of the analysis to Elaine Zieroth, District Ranger, Tonasket Ranger District, P.O. Box 466, Tonasket, WA 98855.

FOR FURTHER INFORMATION: Direct questions about the proposed action and environmental impact statement to Michael Alvarado, Project Coordinator, Tonasket Ranger District, P.O. Box 466, Tonasket, WA 98855 [telephone: (509) 486-2186].

SUPPLEMENTARY INFORMATION: The proposed actions are listed below:

Fiscal Year: 1994

*Sale Name: Jackson**

Legal Desc: Sec. 1-4, 8-17, 21-24, T.40N., R.31E. W.M., Okanogan County, WA

Acres: 7800 Acres

Net Volume: 9 Million Board Feet (MMBF)

Road Miles: 32 Miles Construction; 3 Miles reconstruction

Harvest Method: Shelterwood, Overstory Removal, Commercial Thinning

Yarding Systems Cable: 7200 MBF. Tractor: 1800 MBF

Management Areas: 50% MA 25, 50% MA 26

* If harvest volume or other factors warrant, volume may be split between two sales.

A number of issues have been identified to date. The major issues focus on health and growth of forest stands, management of the unroaded area, cumulative effects to watersheds and wildlife, and protection of unmaintained trails.

This EIS will tier to the final EIS for the Okanogan National Forest Land and Resource Management Plan. The Forest Plan provides goals and objectives, forest-wide standards and guidelines, management area standards and guidelines, desired future conditions, and management area prescriptions for the various lands on the Forest. This direction is provided for management practices that will be utilized during the implementation of the Forest Plan.

The Jackson Creek RARE II Inventory Area contains about 10,800 acres. Approximately 7,800 acres of the RARE II area is on the Tonasket Ranger District of the Okanogan National Forest. The remainder of the RARE II area, about 3000 acres, is on the Colville National Forest. The Analysis Area is for that portion of Jackson Creek RARE II Area location on the Tonasket Ranger District and is allocated to the following Management Areas:

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Monday, March 30, 1992

—Approximately 50 percent is in Management Area 25 which is designed to intensively manage the timber and range resources.

—Approximately 50 percent is in Management Area 26 which is designed to manage deer winter range and fawning habitats to provide conditions which can sustain optimal numbers of deer indefinitely, without degrading habitat characteristics such as forage, cover and soil. Wood product outputs will be provided to a reduced level.

Public participation will be especially important at several points during the analysis. Public meetings will be held throughout the analysis process. The Forest Service will be seeking information, comments, and assistance from Federal, State, local agencies, Native American Tribes, and other individuals or organizations who may be interested in or affected by the proposed project. This input will be used in preparation of the Draft EIS. The scoping process includes:

1. Identifying potential issues.
2. Identifying major issues to be analyzed in depth.
3. Identifying issues which have been covered by a relevant previous environmental analysis.
4. Exploring additional alternatives based on themes which will be derived from issues recognized during scoping activities.
5. Identifying potential environmental effects of this project and alternatives (i.e., direct, indirect, and cumulative effects and connected actions).
6. Determining potential cooperating agencies and task assignments.
7. Notifying interested publics of opportunities to participate through meetings, personal contacts, or written comment. Keeping the public informed through the media and/or written material (i.e. newsletters, correspondence, etc.).

The Draft EIS is expected to be filed with the Environmental Protection Agency (EPA) and to be available for public review by August, 1993. At that time copies of the Draft EIS will be distributed to interested and affected agencies and organizations and members of the public for review and comment. EPA will publish a notice of availability of the Draft EIS in the **Federal Register**. The comment period

on the Draft EIS will be 45 days from the date the EPA notice appears in the *Federal Register*. It is very important that those interested in the management of the Okanogan National Forest participate at that time. The Forest Service believes it is important to give reviewers notice of several court rulings related to public participation in the environmental review process.

First, reviewers of Draft EIS must structure their participation in the environmental review of the proposal so that it is meaningful and alerts an agency to the reviewer's position and contentions. *Vermont Yankee Nuclear Power Corp. v. NRDC*, 435 U.S. 519, 553 (1978). Also, environmental objections that could have been raised at the Draft EIS stage may be waived or dismissed by the court if not raised until after completion of the Final EIS. *City of Angoon v. Hotel*, 803 F.2d. 1016, 1022 (9th Cir. 1986) and *Wisconsin Heritages, Inc. v. Harris*, 490 F. Supp. 1334, 1338 (E.D. Wis. 1980). Because of these court rulings, it is very important that those interested in this proposed action participate by the close of the 45 day comment period so that substantive comments and objections are made available to the Forest Service at a time when it can meaningfully consider and respond to in the Final EIS.

The Final EIS is scheduled to be completed by December, 1993. In the Final EIS, the Forest Service is required to respond to comments and responses received during the comment period that pertain to the environmental consequences discussed in the Draft EIS and applicable laws, regulations, and policies considered in making a decision regarding the proposal. Sam Gehr, Forest Supervisor, Okanogan National Forest, is the responsible official. As the responsible officer, he will document the decision and reasons for the decision in the Record of Decision. That decision will be subject to Forest Service appeal regulations (36 CFR 217).

Dated: March 19, 1992.

Don Lyon,

Planning, Lands and Minerals Staff Officer.

[FR Doc. 92-7169 Filed 3-27-92; 8:45 am]

BILLING CODE 3410-11-M

COMMISSION ON CIVIL RIGHTS

Agenda and Notice of Public Meeting of the Florida Advisory Committee

Notice is hereby given, pursuant to the provisions of the Rules and Regulations of the U.S. Commission on Civil Rights, that a meeting of the Florida Advisory Committee to the Commission will

convene at 1 p.m. and adjourn at 4 p.m. on Tuesday, April 21, 1992, at the Holiday Inn Conference Center, 7417 NW 8th Avenue, Grenada Room, Gainesville, Florida 32605. The purpose of the meeting is to discuss the status of the Commission and follow-up plans to the Tampa police project. In addition, the committee will receive information from community leaders on racial tensions in Florida (Gainesville).

Persons desiring additional information, or planning a presentation to the Committee should contact Florida Chairperson Bradford Brown 305/381-4991 or Bobby D. Doctor, Regional Director, Southern Regional Office of the U.S. Commission on Civil Rights at (404) 730-2476, TDD 404/730-2481. Hearing impaired persons who will attend the meeting and require the services of a sign language interpreter should contact the Southern Regional Office at least five (5) working days before the scheduled date of the meeting.

The meeting will be conducted pursuant to the provisions of the rules and regulations of the Commission.

Dated at Washington, DC, March 24, 1992.

Carol-Lee Hurley,

Chief, Regional Programs Coordination Unit.

[FR Doc. 92-7184 Filed 3-27-92; 8:45 am]

BILLING CODE 6335-01-M

Puerto Rico's coastal management agency, a certification that the proposed activities are consistent with Puerto Rico's Federally-approved Coastal Management Program.

On August 31, 1988, the PRPB objected to the Appellant's consistency certification for the proposed projects on the ground that they are not in accordance with Puerto Rico's coastal management public policies and objectives of discouraging lateral expansion along the coast, discouraging utilization of lands with important natural resources for urban uses, and prohibiting land development and construction in areas affected by floods and wave surge. Under CZMA section 307(c)(3)(A) and 15 CFR section 930.121, the PRPB's consistency objection precludes the Corps from issuing a permit for the activities unless the Secretary finds that the activities are either consistent with the objectives or purposes of the CZMA (Ground I) or necessary in the interest of national security (Ground II).

Upon consideration of the information submitted by the Appellant, the PRPB and interested Federal agencies, the Secretary made the following findings pursuant to 15 CFR 930.121: The proposed authorization of already-completed or nearly-completed residential structures, landfills, piers and bulkheads, and maintenance of a private road does not further one or more of the competing national objectives or purposes contained in sections 302 or 303 of the CZMA. Further, the Appellant failed to meet its burden of presenting sufficient evidence to support an appeal pursuant to Ground II.

Because the Appellant's proposed projects failed to satisfy the requirements of Ground I, and the Appellant failed to meet its burden of presenting sufficient evidence to support an appeal pursuant to Ground II, the Secretary did not override the PRPB's objection to the Appellant's consistency certification, and consequently, the already-completed or nearly-completed residential structure, landfills, piers and bulkheads, and maintenance of a private road may not be permitted by Federal agencies. Copies of the decision may be obtained from the contact person listed below.

FOR ADDITIONAL INFORMATION CONTACT:

Margo E. Jackson, Assistant General Counsel for Ocean Services, National Oceanic and Atmospheric Administration (NOAA), U.S. Department of Commerce, 1825

Connecticut Avenue, NW., suite 603,
Washington, DC 20235, (202) 606-4200.

Dated: March 24, 1992.

Thomas A. Campbell,
General Counsel.

[FR Doc. 92-7202 Filed 3-27-92; 8:45 am]

BILLING CODE 3510-08-M

DEPARTMENT OF DEFENSE

Office of the Secretary

Renewal of 33 Department of Defense (DoD) Advisory Committees

SUMMARY: Under the provisions of Public Law 92-463, the "Federal Advisory Committee Act," notice is hereby given that the following 33 DoD advisory committees have been determined to be in the public interest and have been renewed:

Advisory Committee on the Air Force History Program.

Advisory Council on Dependents' Education.

Advisory Group on Electron Devices.

Armed Forces Epidemiological Board.

Army Advisory Panel on ROTC Affairs.

Army Science Board.

Board of Advisors to the President, Naval War College.

Board of Advisors to the Superintendent, Naval Postgraduate School.

Air University Board of Visitors.

Air Force ROTC Advisory Committee.

Board of Visitors, Defense Systems Management College.

Board of Visitors, Equal Opportunity Management Institute.

Board of Visitors, National Defense University.

Chief of Engineers Environmental Advisory Board.

Chief of Naval Operations Executive Panel Advisory Committee.

Command and General Staff College Advisory Committee.

Community College of the Air Force Advisory Committee.

Defense Advisory Committee on Military Personnel Testing.

Defense Advisory Committee on Women in the Services.

Defense Systems Information Agency Scientific Advisory Group.

Defense Policy Advisory Committee on Trade.

Defense Science Board.

Department of the Army Historical Advisory Committee.

DoD Wage Committee.

National Security Agency Scientific Advisory Board.

Naval Research Advisory Committee.

Naval Exchange System Advisory Committee.

Scientific Advisory Board of the Armed Forces Institute of Pathology.

Strategic Advisory Group for the Joint Strategic Target Planning Staff.

Scientific Advisory Group on Effects.

Secretary of the Navy's Advisory Committee on Naval History.

U.S. Air Force Scientific Advisory Board.

U.S. Army Medical Research and Development Advisory Panel.

These committees provide necessary and valuable advice to the Secretary of Defense and other senior officials in the DoD in their respective areas of expertise. They make important contributions to DoD efforts in research and development, education and training, and various technical program areas.

It is a continuing DoD policy to make every effort to achieve a balanced membership in DoD advisory committees. Each committee is evaluated in terms of the functional disciplines, levels of experience, professional diversity, public and private association, and similar characteristics required to ensure that a high degree of balance is obtained.

Dated: March 24, 1992.

L. M. Bynum,

Alternate OSD Federal Register Liaison Officer, Department of Defense.

[FR Doc. 92-7212 Filed 3-27-92; 8:45 am]

BILLING CODE 3810-01-M

Defense Policy Board Advisory Committee; Meeting

ACTION: Notice of Advisory Committee meeting.

SUMMARY: The Defense Policy Board Advisory Committee will meet in closed session on 21-22 April 1992 from 0900 until 1700 in the Pentagon, Washington, DC.

The mission of the Defense Policy Board is to provide the Secretary of Defense, Deputy Secretary of Defense and the Under Secretary of Defense for Policy with independent, informed advice and opinion concerning major matters of defense policy. At this meeting the Board will hold classified discussions on national security matters.

In accordance with section 10(d) of the Federal Advisory Committee Act, Public Law No. 92-463, as amended (5 U.S.C. app. II, (1982)), it has been determined that this Defense Policy Board meeting concerns matters listed in 5 U.S.C. 552b (c)(1)(1982), and that accordingly this meeting will be closed to the public.

Dated: March 25, 1992.

L. M. Bynum,

Alternate OSD Federal Register Liaison Officer, Department of Defense.

[FR Doc. 92-7211 Filed 3-27-92; 8:45 am]

BILLING CODE 3810-01-M

Department of the Army

Army Science Board; Closed Meeting

In accordance with Section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92-463), announcement is made of the following Committee Meeting:

Name of the Committee: Army Science Board (ASB).

Dates/Time of Meeting: 30 April 1992.

Time: 0800-1200 hours.

Place: Westinghouse Corporation, Baltimore, MD.

Agenda: The members of the Army Science Board Issue Group Study on Longbow for the Comanche and Apache will review the progress of the Fire Control Radar Work Group. The contractor team will present an update of risk reduction efforts, to date, and risk mitigation planned for the balance of the program. The discussions will focus on the classified targeting parameters, design status, Built in Test (BIT) parameters status, and Apache integration status. This meeting will be closed to the public in accordance with section 552b(c) of title 5, U.S.C., specifically subparagraph (1) thereof, and title 5, U.S.C., appendix 2, subsection 10(d). The classified, proprietary, and unclassified matters to be discussed are so inextricably intertwined so as to preclude opening any portion of the meeting. The ASB Administrative Officer, Sally Warner, may be contacted for further information at (703) 695-0781/0782.

Salley A. Warner,

Administrative Officer, Army Science Board.

[FR Doc. 92-7210 Filed 3-27-92; 8:45 am]

BILLING CODE 3710-08-M

DEPARTMENT OF ENERGY

Defense Programs; Determination To Establish Inertial Confinement Fusion Advisory Committee/Defense Programs

Pursuant to section 9(a)(2) of the Federal Advisory Committee Act (FACA) (Pub. L. 92-463); title 41, chapter 101, Code of Federal Regulations, section 101-6.1005, Authorities for establishment of advisory committees; and following consultation with the Committee Management Secretariat, General Services Administration (GSA); notice is hereby given that an Inertial Confinement Fusion Advisory Committee/Defense Programs (ICFAC/DP) is being established.

The purpose of the ICFAC/DP is to provide advice and guidance to the

Assistant Secretary for Defense Programs (ASDP) of the Department of Energy (DOE) on both technical and management aspects of the Inertial Confinement Fusion (ICF) Program. The Committee will review technical progress toward the program goals and milestones and recommend any changes it deems necessary, advise on the efficacy of plans and strategies, advise on the appropriate pace and scope of the program, advise on new facilities and upgrades, and address any other program-related issues as requested by the ASDP or the Secretary of Energy.

The establishment of the ICFAC/DP has been determined necessary and in the public interest in connection with the performance of duties imposed on DOE by law. The Committee will operate in accordance with the provisions of the FACA, the DOE Organization Act (Pub. L. 95-91), the General Services Administration rule on Federal Advisory Committee Management, and other directives and instructions issued in implementation of those acts. Committee members will be selected to ensure an appropriately balanced membership, taking into account (1) scientific disciplines to be represented, such as plasma and ICF target physics, particle beams, lasers, systems engineering, and nuclear weapons applications; (2) institutions involved in the research; and (3) other appropriate criteria to assure a proper balance. Members may be required to have a DOE or other security clearance, since many of the Committee's meetings are likely to discuss classified matters.

Further information concerning this Committee may be obtained from Robert A. Jones, Program Manager, Office of Inertial Confinement Fusion, DP-28, Washington, DC 20585 (301/903-4236).

Issued at Washington, DC on: March 24, 1992.

Howard H. Raiken,
Advisory Committee Management Officer.

[FR Doc. 92-7246 Filed 3-27-92; 8:45 am]

BILLING CODE 6450-01-M

Floodplain and Wetland Involvement Notification for a Site-Wide Treatability Study To Test Treatment Technologies at Rocky Flats Plant, Golden, CO

AGENCY: Department of Energy (DOE).
ACTION: Notification of floodplain/wetland involvement.

SUMMARY: Regulations at 10 CFR part 1022 require DOE to evaluate actions it may take in a floodplain/wetland in order to ensure consideration of protection of the floodplain/wetland in

decision making. As soon as practicable after a determination that a floodplain/wetland may be involved, the regulations require that public notice be published in the *Federal Register*, including a description of the proposed action and its location. DOE proposes to carry out a site-wide treatability study at its Rocky Flats Plant north of Golden, Colorado, to support the Comprehensive Environmental Response,

Compensation, and Liability Act and the Resource Conservation and Recovery Act remediation of contaminated areas at the plant site. The study would involve the collection of soil, sediment, and waste samples and the laboratory testing of 10 treatment technologies to remove contaminants from the samples.

DATES: Comments on the proposed action must be received by April 14, 1992.

ADDRESSES: All comments concerning this notice should be addressed to Floodplain/Wetlands Comments, Beth Brainard, Public Affairs Office, U.S. Department of Energy, Rocky Flats Office, P.O. Box 928, Golden, Colorado 80402-0928; Telephone: (303) 966-5993.

FOR FURTHER INFORMATION CONTACT: Information on floodplain/wetland environmental review requirements is available from Carol M. Borgstrom, Director, Office of NEPA Oversight, U.S. Department of Energy, 1000 Independence Avenue, SW., Washington, DC 20585; Telephone: (202) 586-4600 or (800) 472-2756.

SUPPLEMENTARY INFORMATION: DOE proposes to carry out a site-wide treatability study at its Rocky Flats Plant north of Golden, Colorado, to support the Comprehensive Environmental Response, Compensation, and Liability Act and the Resource Conservation and Recovery Act remediation of contaminated areas at the plant site. The study would involve the collection of soil, sediment, and waste samples and the laboratory testing of 10 treatment technologies to remove contaminants from the samples.

Water samples totaling approximately 300 gallons plant-wide would be collected. Approximately 8 cubic yards of soil and sediment samples would be collected. Individual sample volumes would be about 2 liters of water and 1 1/2 kilograms of soil or sediment.

Water samples would be collected in a hand-held container dipped into the water or through the use of a small pump. Samples would be collected from streams, seeps, ponds, and wells. If existing wells do not provide a sufficient quantity of water for the tests, up to 10 new 20- to 60-foot wells may be drilled adjacent to existing wells.

In most cases, soil and sediment samples would be collected from the top 10 to 20 centimeters of the ground surface using a shovel. It may be necessary to use a backhoe to obtain soil samples where the ground is too hard or rocky to use a shovel, a larger volume of soil than usual is needed, or soil is needed from deeper than 20 centimeters.

Specific sample collection sites at the plant have not yet been identified. Some soil and ground water samples will be collected from within the 100-year floodplain. Virtually all of the sediment and surface water samples would be collected from wetland areas within the 100-year floodplain. If new ground water sampling wells are needed, it is possible that one or more wells would be drilled within the 100-year floodplain. Areas where samples are to be collected are Operable Units 1 (881 Hillside), 2 (903 Pad Area), 3 (Offsite Areas), 4 (Solar Evaporation Ponds), 5 (Woman Creek), 6 (Walnut Creek), and 7 (Present Landfill). None of the laboratory testing would occur in the vicinity of wetlands or floodplains.

A map showing the specific locations of the sampling stations is available on request to the Rocky Flats Office (see **ADDRESSES** above).

Paul D. Grimm,

Principal Deputy Assistant Secretary for Environmental Restoration and Waste Management.

[FR Doc. 92-7245 Filed 3-27-92; 8:45 am]

BILLING CODE 6450-01-M

Office of Energy Research

Change of Scope of an Existing Federally Funded Research and Development Center

AGENCY: Department of Energy (DOE).

ACTION: Notice of change of scope of an existing federally funded research and development center; first of three notices.

SUMMARY: This notice advises interested parties of the intent of the Department of Energy (DOE) to expand the scope and mission of the Stanford Linear Accelerator Center (SLAC), a Federally Funded Research and Development Center (FFRDC), to include the synchrotron radiation research and user support currently being performed at the Stanford Synchrotron Radiation Laboratory (SSRL). Funding for the SSRL activities will be provided under the existing SLAC management and operating contract, DE-AC03-76SF00515.

DATES: Comments on this notice should be submitted to DOE by April 29, 1991. Two more notices also will be published which will allow for additional thirty-day comment periods.

ADDRESSES: Comments should be forwarded to the Director, Acquisition and Assistance Management Division, Office of Energy Research, ER-64, U.S. Department of Energy, Washington, DC 20585.

SUPPLEMENTARY INFORMATION:

Background

SLAC was established in 1962 and has operated since that time as a single purpose laboratory engaged in experimental and theoretical research in elementary particle physics, including the development of advances in high-energy accelerators and elementary particle detectors. SLAC is managed and operated for the DOE under Contract DE-AC03-76SF00515, a management and operating contract as defined and regulated in accordance with FAR § 17.6, DEAR § 917.6 and DEAR part 970. SLAC was designated as an FFRDC on November 1, 1987 and has been operated in accordance with Office of Federal Procurement Policy Letter 84-1 and FAR § 35.017.

The SSRL, located on the SLAC site, was formally established in 1976. It was one of the first major laboratories to develop synchrotron radiation and to make it available to a large community of scientists, who have used it for basic and applied research in biology, chemistry, materials science, solid-state physics, and biomedical research. SSRL is funded by the DOE under a research and development, cost reimbursement contract with Stanford University.

The rationale for merging the two laboratories is based upon a number of reasons, including: The two laboratories share the same site; share use of some facilities; share interests in the development of advanced accelerators; and, both face the need for increased oversight in the areas of environment, safety and health.

The growth and development of the field of synchrotron radiation is another factor in the merger. In 1972, SLAC completed the Stanford Positron Electron Asymmetric Ring (SPEAR), a single ring some 80 meters in diameter, in which counter-rotating beams of electrons and positrons from the SLAC Linac circulate at energies up to about 4 GeV. In 1973, pioneering advances were made at SPEAR in synchrotron radiation (energetic photons generated by the electrons circulating within the ring), leading to the creation of SSRL as a separate laboratory in 1976. Since that

time, many beamlines have been brought into regular operation; in addition, SSRL has constructed two beamlines for synchrotron research on the larger Positron Electron Project (PEP) Storage Ring, operated by SLAC for high energy physics. Until recently, SLAC and SSRL (the Laboratory) have used SPEAR and PEP jointly for high energy physics and synchrotron radiation research, with 50% of the SPEAR machine time devoted to each field. In November, 1990, SSRL completed construction of a new 3-GeV injector, replacing the SLAC Linac as the source of electrons. This allows SSRL to be operated independently of the High Energy Physics program at SLAC. Merging the two activities at the same site into a single Laboratory, with a single director, provides the Laboratory with: (1) Improved management over these important research instruments; (2) focussed guidance to maximize the research programs of the facilities; (3) clearer responsibility and authority for managing the Laboratory's activities so as to minimize environmental impacts and maximize safety and health for employees; and, (4) the opportunity for small savings in the administrative areas (reduction in paperwork).

Expanded Mission of SLAC

SLAC will continue as a focal point for high energy electron physics in the United States and will be available to the user community. The Laboratory is responsible for experimental facility operation, high energy accelerator operations and development, advanced accelerator R&D, and central computing, as well as high energy physics user support.

Added to these current SLAC activities at the site will be the ongoing SSRL synchrotron radiation program. SSRL activities include operation of the booster synchrotron, the SPEAR storage ring, synchrotron radiation facilities development, and user support for both the university community and industrial users interested in this area of laboratory technology transfer.

A single, unified Environment, Health and Safety division will have site-wide responsibility for these areas. The Laboratory's administrative group will have its charter expanded to cover SSRL activities.

SSRL is an established laboratory and, although it is not a Federally funded R&D center, it is an essential component of the Nation's capability in providing a balanced array of synchrotron light sources to a large and growing community of user scientists. These facilities are used for research in

structural biology, medicine, chemistry, materials science, and solid state physics. SSRL has been a leader in the development of new concepts to generate synchrotron light, especially in the development of wiggler and undulator sources with unprecedented spectral brightness. Such developments have provided the technical basis for the third generation light sources now being constructed at Lawrence Berkeley Laboratory (LBL) (the Advanced Light Source (ALS) will be a high brightness source of Vacuum Ultraviolet (VUV) and soft x-rays) and at Argonne National Laboratory (ANL) (the Advanced Photon Source (APS) will provide extremely bright beams of hard x-rays). The joining of SSRL and SLAC should enhance the potential for future developments in light sources by bringing the expertise in accelerator physics from SLAC together with the end users—the synchrotron radiation user community of SSRL under one administrative roof.

Alternative Sources

As noted above, SSRL is important in providing balance in the Nation's capability—it provides a strong center for x-ray science on the West Coast and complements the x-ray source at Brookhaven National Laboratory (BNL) on the East Coast. Both facilities are now over-subscribed. If either SSRL or National Synchrotron Light Source (NSLS) should go down, the most important x-ray experiments could not be done. The APS will be another source of hard x-rays in the Midwest when it becomes operational in mid-1996, and will relieve the pressure on SSRL and NSLS.

SSRL is also an important source for experiments in the VUV spectral region serving users on the West Coast. It is now complemented by the VUV source at NSLS, and, again, SSRL and NSLS back each other up. When the ALS becomes operational in mid-1993, some of the VUV experimentation will move from the SSRL to ALS; but SSRL will continue to be an important source, particularly for users from the silicon valley region. Thus, SSRL provides balance in the Nation's capability—spectrally and geographically—and will be important in serving a large user community for years to come. Accordingly, existing alternative sources for satisfying the agency's requirements cannot effectively meet the special research and development needs.

Government Expertise for Evaluation

Sufficient Government expertise is available to adequately and objectively evaluate the work to be performed by the expanded FFRDC. The Division of Chemical Sciences, within DOE's Office of Energy Research Basic Energy Sciences Program, has been responsible for program direction and evaluation for SSRL since the Laboratory has been funded by the DOE; the Chemical Sciences staff members will continue to be responsible for the SSRL Division at SLAC. The Division of High Energy Physics, within DOE's Office of Energy Research High Energy and Nuclear Physics Program, was responsible for the creation and construction of SLAC in 1962 and has been responsible for SLAC's evolving program since that time. The Division will continue to provide the same degree of program guidance to SLAC management concerning high energy physics research and other related activities as it did when SLAC operated as a single purpose laboratory.

Cost Control

DOE regulations, policies and procedures relative to management and operating contracts provide controls to ensure that the costs of the services provided are reasonable. Compliance with these regulations, policies and procedures is monitored by the DOE San Francisco Field Office staff.

Differentiation Between FFRDC and Non-FFRDC Work

The scope of work of the M&O contract for the combined activities will clearly define the efforts to be undertaken by the single Laboratory. That work scope has been summarized above in the section entitled, Expanded Mission of SLAC.

Long Term Support for the Laboratory

The Division of High Energy Physics supports the long-term goals for, SLAC i.e., Stanford Linear Collider (SLC) research and planning for the next linear collider. Within available funding, the Division envisions long term support for SLAC activities as the primary facility for electron physics research. SSRL provides support to several hundred scientists, most of who receive support from sources other than DOE. The facility services a number of industrial users and is a key element of the Department's technology transfer program. These facts, coupled with the important advances in biomedicine and material sciences made possible by the Laboratory, support the intent of the Office of Basic Energy Sciences to

provide long term funding for this laboratory.

Management by an Autonomous Organization

The FFRDC composed of SLAC and SSRL will be managed and operated by an identifiably separate operating unit of Stanford University.

William Happer,

Director, Office of Energy Research.

[FR Doc. 92-7244 Filed 3-27-92; 8:45 am]

BILLING CODE 6450-01-M

Office of Fossil Energy

[FE Docket No. 91-109-NG]

Meridian Oil Transportation Inc.; Order Granting Blanket Authorization To Export Natural Gas to Mexico

AGENCY: Department of Energy, Office of Fossil Energy.

ACTION: Notice of an order granting blanket authorization to export natural gas.

SUMMARY: The Office of Fossil Energy of the Department of Energy gives notice that it has issued an order granting Meridian Oil Transportation Inc. blanket authorization to export a total of 54 Bcf of U.S. natural gas to Mexico over a two-year period commencing with the date of first delivery.

A copy of this order is available for inspection and copying in the Office of Fuels Programs Docket Room, 3F-056, Forrestal Building, 1000 Independence Avenue, SW., Washington, DC 20585, (202) 586-9478. The docket room is open between the hours of 8 a.m. and 4:30 p.m., Monday through Friday, except Federal holidays.

Issued in Washington, DC, March 16, 1992.

Charles F. Vacek,

Deputy Assistant Secretary for Fuels Programs, Office of Fossil Energy.

[FR Doc. 92-7248 Filed 3-27-92; 8:45 am]

BILLING CODE 6450-01-M

[FE Docket No. 91-107-NG]

Natural Gas Marketing & Storage Co.; Order Granting Authorization To Export Natural Gas to Mexico

AGENCY: Department of Energy, Office of Fossil Energy.

ACTION: Notice of an order granting blanket authorization to export natural gas.

SUMMARY: The Office of Fossil Energy of the Department of Energy gives notice that it has issued an order granting Natural Gas Marketing & Storage

Company blanket authorization to export a total of 275 Bcf of U.S. natural gas to Mexico over a two-year period commencing with the date of first delivery.

A copy of this order is available for inspection and copying in the Office of Fuels Programs Docket Room, 3F-056, Forrestal Building, 1000 Independence Avenue, SW., Washington, DC 20585, (202) 586-9478. The docket room is open between the hours of 8 a.m. and 4:30 p.m., Monday through Friday, except Federal holidays.

Issued in Washington, DC, March 16, 1992.

Charles F. Vacek,

Deputy Assistant Secretary for Fuels Programs, Office of Fossil Energy.

[FR Doc. 92-7247 Filed 3-27-92; 8:45 am]

BILLING CODE 6450-01-M

Federal Energy Regulatory Commission

[Docket Nos. ER92-348-000, et al.]

Electric Rate, Small Power Production, and Interlocking Directorate Filings; Florida Power Corp., et al.

March 23, 1992.

Take notice that the following filings have been made with the Commission:

1. Florida Power Corp.

[Docket No. ER92-348-000]

Take notice that on March 4, 1992, Florida Power Corporation ("Florida Power") filed a letter agreement dated July 25, 1990 between itself and Central Power and Lime, Inc. ("CP&L"), under which Florida Power agreed to provide CP&L with temporary daily firm transmission service under Florida Power's T-1 tariff. Florida Power agreed to provide service in the letter agreement for the period beginning July 25, 1990 and ending March 31, 1992. The letter agreement has made it possible for CP&L to reduce its transmission costs by temporarily avoiding having to pay Florida Power's monthly transmission rate during a period when it does not need long-term wheeling service provided for in an agreement with Florida Power.

Florida Power requests waiver of the 60 day notice requirement in order to permit the letter agreement to become effective for the period July 25, 1990 through March 3, 1992. Florida Power states that, since the letter agreement results in a temporary rate reduction to CP&L, the request for waiver is supported by a showing of good cause.

Comment date: April 6, 1992, in accordance with Standard Paragraph E at the end of this notice.

2. Florida Power Corp.

[Docket No. ER92-378-000]

Take notice that on March 13, 1992, Florida Power Corporation ("Florida Power") tendered for filing amended revisions to the capacity charges, reservation fees and energy adder for various interchange services provided by Florida Power pursuant to interchange contracts with Cajun Electric Power Cooperative, Inc., Entergy Services, Inc., Florida Power & Light Company, Fort Pierce Utilities Authority, Jacksonville Electric Authority, Kissimmee Utility Authority, Orlando Utilities Commission, Sebring Utilities Commission, Seminole Electric Cooperative, Inc., Tampa Electric Company, Reedy Creek Improvement District, and the Cities of Gainesville, Homestead, Key West, Lakeland, Lake Worth, New Smyrna Beach, St. Cloud, Starke, Tallahassee and Vero Beach, Florida. The interchange services which are affected by these revisions are (1) Services Schedule B—Short Term Firm, (2) Service Schedule F—Assured Capacity and Energy, (3) Service Schedule G—Backup Service, (4) Service Schedule H—Reserve Service and (5) Contract For Assured Capacity And Energy With Florida Power & Light Company. Florida Power states that the revised capacity charges, reservation fees, and energy adder were developed using the same methodology as used in the original filings.

Florida Power requests that the amended revised capacity charges, reservation fees and energy adder be made effective on May 1, 1992 and remain effective through April 30, 1993. Florida Power requests waiver of the Commission's sixty-day notice requirement. If waiver is denied, Florida Power requests that the filing be made effective June 1, 1992.

Comment date: April 6, 1992, in accordance with Standard Paragraph E at the end of this notice.

3. Tampa Electric Co.

[Docket No. ER92-388-000]

March 23, 1992.

Take notice that on March 17, 1992, Tampa Electric Company (Tampa Electric) tendered for filing a Contract for Interchange Service between Tampa Electric and Seminole Electric Cooperative, Inc. (Seminole). The Contract would supersede the existing agreement for interchange service between Tampa Electric and Seminole.

Tampa Electric also tendered for filing, as supplements to the Contract for Interchange Service, Service Schedules A and B, providing for Emergency Interchange Service and Scheduled/Short-Term Firm Interchange Service, respectively. These schedules would supersede the existing Service Schedules A and B between Tampa Electric and Seminole.

Finally, Tampa Electric requested that all remaining service schedules and letters of commitment under the existing agreement for interchange service be continued and given new supplement designations under the tendered Contract for Interchange Service.

Tampa Electric proposes an effective date of June 1, 1992, for the Contract for Interchange Service, Service Schedules A and B, and redesignation of service schedules and letters of commitment.

Copies of the filing have been served on Seminole and the Florida Public Service Commission.

Comment date: April 6, 1992, in accordance with Standard Paragraph E at the end of this notice.

4. New England Power Co.

[Docket No. ER92-382-000]

Take notice that on March 16, 1992, New England Power Company (NEP) submitted for filing an agreement between itself and four operating subsidiaries of Northeast Utilities (NU). NEP states that the purpose of the agreement is to set forth the terms under which NU and NEP agree to determine and measure the impact upon NEP's system of transactions between NU and Public Service Company of New Hampshire (PSNH) upon consummation of NU's impending acquisition of PSNH. NEP requests that the agreement be allowed to become effective upon the date of the acquisition by NU of PSNH, in accordance with the terms of the agreement.

Comment date: April 6, 1992, in accordance with Standard Paragraph E at the end of this notice.

5. Arkansas Power & Light Co.

[Docket No. ER92-341-000]

Take notice that on March 2, 1992, Arkansas Power & Light Company (AP&L) tendered for filing in accordance with the Power Coordination, Interchange and Transmission Service Agreements between AP&L and Conway, West Memphis, and Osceola, Arkansas (Arkansas Cities); Campbell and Thayer, Missouri (Missouri Cities); City Water & Light Plant of Jonesboro, Arkansas (Jonesboro); Arkansas Electric Cooperative Corporation (AECC); the Power Coordination, Interchange and

Transmission Service Agreement between AP&L and Entergy Power, Inc. (EPI); the Transmission Service Agreement between AP&L and the Louisiana Energy & Power Authority (LEPA); the Transmission Service Agreement between AP&L and the City of Hope, Arkansas (Hope); and Hydroelectric Power Transmission and Distribution Service Agreement between AP&L and the City of North Little Rock, Arkansas (North Little Rock). AP&L states that this filing updates the rates and the transmission loss factor produced by the formulas contained in the agreements in order to reflect 1991 data.

Comment date: April 6, 1992, in accordance with Standard Paragraph E at the end of this notice.

6. Northern States Power Co.

[Docket No. ER92-343-000]

Take notice that on March 2, 1992, Northern States Power Company (NSP) tendered for filing a Transmission Service Loss Study and revised tariff sheets for inclusion in NSP's Transmission Services Tariff, first accepted for filing in Docket No. ER91-21-000.

Comment date: April 6, 1992, in accordance with Standard Paragraph E at the end of this notice.

7. New England Power Co.

[Docket No. ER92-355-000]

Take notice that on March 2, 1992, New England Power Company (NEP) tendered for filing a Notice of Termination for two (2) Unit Power Contracts between NEP and the following two (2) utilities:

(1) Central Vermont Public Service Corporation.

(2) Fitchburg Gas and Electric Light Company.

NEP requests an effective date of April 30, 1992.

Comment date: April 6, 1992, in accordance with Standard Paragraph E at the end of this notice.

8. Public Service Company of New Hampshire

[Docket No. ER92-72-000]

Take notice that on March 17, 1992, Public Service Company of New Hampshire ("PSNH") submitted supplemental information regarding the Purchase Agreement With Respect to PSNH System and Newington ("Purchase Agreement"). PSNH filed the Purchase Agreement with the Commission on October 3, 1991.

Comment date: April 6, 1992, in accordance with Standard Paragraph E at the end of this notice.

9. Jesse T. Williams, Sr.

[Docket No. ID-2680-000]

Take notice that on March 17, 1992, Jesse T. Williams, Sr. tendered for filing an application under section 305(b) of the Federal Power Act to hold the following positions:

Director: Ohio Edison Company.

Vice-President: The Goodyear Tire and Rubber Company.

Comment date: April 6, 1992, in accordance with Standard Paragraph E at the end of this notice.

10. Daniel M. Tellep

[Docket No. ID-2681-000]

Take notice that on March 17, 1992, Daniel M. Tellep (Applicant) tendered for filing a supplemental application under section 305(b) of the Federal Power Act to hold the following positions:

Director: Southern California Edison Company.

Director: First Interstate Bancorp.

Comment date: April 6, 1992, in accordance with Standard Paragraph E at the end of this notice.

11. Public Service Electric and Gas Company

[Docket No. ER92-381-000]

Take notice that Public Service Electric and Gas Company (PSEG) of Newark, New Jersey on March 16, 1992, tendered for Authority (NYPA). Pursuant to the agreement, PSEG proposes to begin selling on March 27, 1992, and will sell to NYPA energy from time to time as scheduled by NYPA.

PSEG requests the Commission to waive its notice requirements under § 35.3 of its rules and to permit the Energy Sales Agreement to become effective as of the commencement of the transaction, March 27, 1992. Copies of the filing have been served upon NYPA.

Comment date: April 6, 1992, in accordance with Standard Paragraph E at the end of this notice.

12. Detroit Edison Co.

[Docket Nos. ER92-180-001 and EL92-17-000]

Take notice that on March 3, 1992, The Detroit Edison Company (Edison) tendered for filing revised firm power rates in compliance with the Commission's Order issued March 2, 1992 in these proceedings.

Comment date: April 6, 1992, in accordance with Standard Paragraph E at the end of this notice.

13. Otter Tail Power Co.

[Docket No. ER92-383-000]

Take notice that on March 16, 1992, Otter Tail Power Company (Otter Tail) tendered for filing an agreement between Otter Tail and Manitoba Hydro Electric Board (MHEB). Otter Tail states that the Agreements are for the sale of capacity and energy from MHEB to Otter Tail for the months of May through October for 1992, 1993 and 1994.

Otter Tail requests a waiver of the Commission notice requirements to allow this schedule to become effective on May 1, 1992.

Comment date: April 6, 1992, in accordance with Standard Paragraph E at the end of this notice.

14. Southwestern Electric Power Co.

[Docket No. ER92-385-000]

Take notice that on March 16, 1992, Southwestern Electric Power Company ("SWEPCO") tendered for filing an amendment to a Power Supply Agreement, between SWEPCO and City of Bentonville, Arkansas ("City"). The amendment extends the term of the Power Supply Agreement and provides the City with flexibility in its power supply planning.

A copy of the filing has been served on the City and the Arkansas Public Service Commission.

Comment date: April 6, 1992, in accordance with Standard Paragraph E at the end of this notice.

15. Northern States Power Co. (Wisconsin).

[Docket No. ER92-374-000]

Take notice that on March 12, 1992, Northern States Power Company, Eau Claire, Wisconsin (NSPW) tendered for filing a new wholesale electric service agreement, dated March 1, 1992, between NSPW and the City of Bloomer (City), a municipal corporation in Chippewa County, Wisconsin. The City currently purchases power and energy from NSPW under an agreement dated May 24, 1977.

NSPW requests an effective date of May 1, 1992. NSPW states that, on the effective date of the new agreement, the May 24, 1977 agreement will be terminated. NSPW also states that the March 1, 1992 agreement will not affect the rates charged by NSPW for wholesale electric service to the City.

A copy of the filing was served upon the City and the Public Service Commission of Wisconsin.

Comment date: April 6, 1992, in accordance with Standard Paragraph E at the end of this notice.

16. WestPlains Energy, A Division of UtiliCorp United, Inc.

[Docket No. ER92-386-000]

Take notice that on March 16, 1992, WestPlains Energy a Division of UtiliCorp United, Inc. (WestPlains) tendered for filing Service Schedule 92-I-1, Incremental Power Service. Current customers eligible for the incremental service are the following Kansas Municipalities: Anthony, Ashland, Attica, Beloit, Greensburg, Hoisington, Kingman, Lincoln Center, Osborne, Pratt, Russell, Stockton and Washington. Service Schedule 92-I-1 is intended to supplement WestPlains' existing service arrangements with its municipal wholesale customers by reducing the rate for incremental service. Incremental service is defined as service in excess of each customer's monthly deliveries to the Municipality, if any, under Service Schedules 89-D-1 and 90-P-1, combined, for the period of January, 1991 to December, 1991. Incremental Power Service under Service Schedule 92-I-1 will be provided at rates below those currently in effect for wholesale service under Service Schedule 90-P-1. Waiver of notice has been requested and an effective date of April 1, 1992 has been requested for those customers who consent to the waiver prior to May 8, 1992, the approximate date that the first bills under the proposed rate schedule will be rendered if waiver is granted. If waiver is denied, an effective date 60 days after the filing is requested.

Copies of the filing were served upon each of the eligible Municipalities, their agent, Kansas Municipal Energy Agency (KMEA), and the Utilities Division, Kansas Corporation Commission, Topeka, Kansas.

Comment date: April 6, 1992, in accordance with Standard Paragraph E at the end of this notice.

17. Pennsylvania Power & Light Co.

[Docket No. ER92-371-000]

Take notice that on March 11, 1992, Pennsylvania Power & Light Company (PP&L) tendered for filing the First Supplemental Agreement between PP&L and Consolidated Edison Company of New York, Inc. (Con Edison) dated March 3, 1992. PP&L and Con Edison are parties to a System Power Purchase Agreement dated as of November 24, 1982 (Basic Agreement), which is on file with the Commission as PP&L Rate Schedule No. 76. At present, the Basic Agreement provides that Con Edison may reserve interruptible power and energy from PP&L only at a designated Point of Interchange. As more fully set forth therein, the First Supplemental

Agreement amends section 2 of the Basic Agreement to allow the parties thereto to agree upon additional Points of Interchange. The First Supplemental Agreement does not modify the rates for reservations of interruptible power and energy from PP&L by Con Edison, nor does it modify any of the terms and conditions contained therein except for the provision of additional Points of Interchange. Further, no facilities need to be constructed to effectuate the First Supplemental Agreement.

PP&L requests waiver of the notice requirements of Section 205 of the Federal Power Act and § 35.3 of the Commission's Regulations so that the First Supplemental Agreement can be made effective as of March 11, 1992. Initial service under the Second Supplemental Agreement will not begin before the requested effective date.

PP&L states that a copy of its filing was served on Con Edison, the Pennsylvania Public Utility Commission and the New York Public Service Commission.

Comment date: April 6, 1992, in accordance with Standard Paragraph E at the end of this notice.

18. Northern States Power Co. (Wisconsin)

[Docket No. ER92-375-000]

Take notice that on March 12, 1992, Northern States Power Company, Eau Claire, Wisconsin (NSPW) tendered for filing a new wholesale electric service agreement, dated February 27, 1992, between NSPW and the City of Rice Lake (City), a municipal corporation in Barron County, Wisconsin. The City currently purchases power and energy from NSPW under an agreement dated March 14, 1972.

NSPW states that the City and NSPW have executed the new agreement to provide the City with the option to convert to partial requirements service if the City deems conversion to be in its best interest. Such conversion cannot take place prior to May 1997. The new agreement also provides the City the option of entering into coordination transactions with NSPW.

NSPW requests an effective date sixty days subsequent to the date of filing. NSPW states that, on the effective date of the new agreement, the March 14, 1972 agreement will be terminated. NSPW also states that the February 27, 1992 agreement will not effect the rate charged by NSPW for wholesale electric service to the City.

A copy of the filing was served upon the City and the Public Service Commission of Wisconsin.

Comment date: April 6, 1992, in accordance with Standard Paragraph E at the end of this notice.

19. Iowa-Illinois Gas and Electric Co.
[Docket No. ER92-339-000]

Take notice that Iowa-Illinois Gas and Electric Company (Iowa-Illinois) on March 2, 1992, tendered for filing pursuant to § 35.12 of the regulations under the Federal Power Act an initial rate schedule in the form of an Interchange Agreement (the Agreement) dated February 26, 1992 between Iowa-Illinois and City of Pella, Iowa (Pella).

Iowa-Illinois states the Agreement applies only to transactions between Iowa-Illinois and Pella. Service Schedule A of the Agreement provides for either party to furnish Scheduled Capacity consisting of power and associated energy subject to further agreement of the parties from time to time for an amount, period, and a degree of firmness. Reservation charges (demand charges) per megawatt for such power will be up to \$400 per day or up to \$2,400 per week. Charges for energy supplied will be 110% of the selling party's out-of-pocket or average production cost. Service Schedule B of the Agreement provides for either parties from time to time. Term Energy will be reserved for periods of one hour or more and is intended to replace higher cost energy sources thereby enabling the parties to share cost savings through more efficient use of resources. The energy charge will be up to 110% of the selling party's out-of-pocket cost per megawatthour plus a availability charge for energy reserved of up to \$25 per megawatthour. The maximum availability charge for any one day will be \$400 multiplied by the highest average number of megawatts delivered in any one hour. The minimum charge for each transaction pursuant to this service schedule will be 100% of the out-of-pocket cost of supplying the energy for any such transaction.

Iowa-Illinois proposes the rate schedule to be effective on May 1, 1992.

Copies of the filing were served upon the Iowa Utilities Board and Pella.

Comment date: April 6, 1992, in accordance with Standard Paragraph E at the end of this notice.

20. Iowa-Illinois Gas and Electric Co.
[Docket No. ER92-369-000]

Take notice that Iowa-Illinois Gas and Electric Company (Iowa-Illinois), 208 East Second Street, P.O. Box 4350, Davenport, Iowa 52808, on March 11, 1992, tendered for filing pursuant to § 35.13 of the Regulations under the Federal Power Act a rate schedule

change in the form of a First Amendment dated January 22, 1992 to Interchange Agreement (the Agreement) dated June 13, 1983, between Iowa-Illinois and City of Tipton, Iowa (Tipton).

Iowa-Illinois states the Agreement applies only to transactions between Iowa-Illinois and Tipton. Under the First Amendment, Schedule D (Supplement No. 4 to Rate Schedule FERC No. 49) has been changed to allow Short Term Firm Power to be taken for periods of one or more days rather than for periods of one or more weeks of seven consecutive days. The Demand Charge under Service Schedule D has been changed from 95 cents per kilowatt reserved per week to up to 19 cents per kilowatt reserved per day when reserved on a daily basis or up to 95 cents per kilowatt reserved per week when reserved on a weekly basis. The Energy Charge under Service Schedule D has been changed to remove the floor of 6 mills per kilowatthour and to establish the Energy Charge as the incremental cost of the delivering party plus ten percent (10%) of such cost plus reimbursement for certain wheeling charges.

Iowa-Illinois proposes the rate schedule change to be effective on June 1, 1992.

Copies of the filing were served upon the Illinois Commerce Commission, the Iowa Utilities Board and Tipton.

Comment date: April 6, 1992, in accordance with Standard Paragraph E at the end of this notice.

21. New England Power Co.

[Docket No. ER90-525-000]

Take notice that on March 2, 1992, New England Power Company (NEP) submitted for filing a SurchARGE Compliance Settlement filing in the above-referenced dockets. NEP states that its filing reflects the reconciliation of estimates to actuals for certain specified costs and the refund of these amounts, pursuant to settlement agreements approved in these dockets.

Comment date: April 6, 1992, in accordance with Standard Paragraph E at the end of this notice.

22. PacifiCorp Electric Operations

[Docket No. ER92-387-000]

Take notice that on March 17, 1992, tendered for filing in accordance with 18 CFR part 35 of the Commission's Rules and Regulations, a Firm Transmission Service Agreement ("Service Agreement") between PacifiCorp and Deseret Generation & Transmission Co-Operative ("Deseret") dated March 9, 1992.

Under terms of the Agreement, PacifiCorp will provide firm transmission service for Deseret under Service Schedules TS-1 and TS-4 of PacifiCorp's FERC Electric Tariff. Original Volume No. 5.

PacifiCorp requests that an effective date of June 1, 1991 be assigned to the Agreement, this date being consistent with the date Deseret anticipates service under the Service Agreement is required.

Copies of this filing were supplied to Deseret, the Public Utility Commission of Oregon and the Utah Public Service Commission.

Comment date: April 6, 1992, in accordance with Standard Paragraph E at the end of this notice.

Standard Paragraphs

E. Any person desiring to be heard or to protest said filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, DC 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 385.214). All such motions or protests should be filed on or before the comment date. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a motion to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Lois D. Cashell,
Secretary.

[FR Doc. 92-7165 Filed 3-27-92; 8:45 am]
BILLING CODE 6717-01-M

[Docket No. RP92-133-000 (Phase I)]

Gas Research Institute; Annual Application and Technical Conference

March 23, 1992.

Take notice that on February 28, 1992, the Gas Research Institute (GRI) filed an application to initiate the Commission's review of GRI's 1993-1997 research and development (R&D) plan and 1993 R&D program, pursuant to the Natural Gas Act and the Commission's Regulations, particularly 18 CFR 154.38(d)(5). In its application, GRI asks for a two-phase review of the GRI program.

In Phase I, the Commission would review options for, and establish a revised GRI funding mechanism to, address recent changes in the gas market and the Commission's rules.

Phase II would address the scope and the content of the 1993 R&D program compatible with the funding mechanism developed in Phase I.

On March 20, 1992, GRI filed its modified funding system, thereby initiating Phase I. It asked the Commission to establish a procedural schedule and to grant expedited approval.

The Commission has committed to acting on an appropriately revised mechanism in time for it to be reflected in GRI's 1993 R&D budget. Accordingly, the Commission will schedule a conference to address Phase I issues on Monday, April 13, 1992, at 10 a.m., in the Commission meeting room, at the offices of the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, DC 20426. All persons interested in participating in the conference should notify the Commission's Secretary by April 8, 1992. By a supplemental notice, the Commission will issue a list of questions for the parties to address in their comments or at the conference.

Any person desiring to be heard or to protest said filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, DC 20426, in accordance with rules 214 and 211 of the Commission's Rules of Practice and Procedures, 18 CFR 385.214 and 385.211. All protests and motions to intervene should be filed on or before April 8, 1992. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a motion to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Lois D. Cashell,
Secretary.

[FR Doc. 92-7166 Filed 3-27-92; 8:45 am]
BILLING CODE 6717-01-M

[Docket No. RP92-142-000]

Penn-York Customer Group v. Penn-York Energy Corp. Complaint

March 20, 1992.

Take notice that on March 18, 1992, the Penn-York Customer Group (Customer Group) filed a complaint against Penn-York Energy Corporation (Penn-York) in the captioned docket, pursuant to rule 206 of the Commission's Rules of Practice and Procedure, 18 CFR 385.206 and section 1b.8 of the

Commission's General Rules, 18 CFR 1b.8.

The complaint alleges that Penn-York is charging its customers rates that are higher than the compliance rates on file with the Commission, and that this violates section 4 of the Natural Gas Act (NGA) and the filed rate doctrine established in *Arkansas Louisiana Gas Co. v. Hall*, 453 U.S. 571 (1981). Specifically, the Customer Group asserts Penn-York is charging a deliverability rate of \$4.3981 under Rate Schedule SS-1 and \$5.6484 under Rate Schedule SS-2, even though the Commission directed Penn-York, in an order issued October 3, 1991 (57 FERC ¶ 61,025), to file rates of \$3.5270 under Rate Schedule SS-1 and \$4.6107 under Rate Schedule SS-2, and these lower compliance rates were then filed and made effective as of October 3, 1991.

The Customer Group states that Penn-York is apparently of the view that it is not required to comply with the October 3 order because the record in the proceeding was before the U.S. Court of Appeals for the District of Columbia Circuit on that date, and the Commission had no authority to issue the October 3 order without the Court's permission. The Customer Group argues that the Commission has subsequently asked the Court for such permission, and asserts that the October 3 order simply implements earlier orders in this case that were not stayed and that the Commission had the right to issue.

The Customer Group asks that the Commission enforce the October 3 order by instructing Penn-York to discontinue charging its customers unlawful rates, to refund the amount collected in excess of the filed rates, and to charge the filed rates pending investigation. The Customer Group also requests that the Commission issue a show cause order against Penn-York, and conduct an investigation of Penn-York's apparent violation of section 4 of the NGA and the filed rate doctrine.

Any person desiring to be heard or to protest the instant complaint should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, DC 20426, in accordance with rules 214 and 211 of the Commission's Rules of Practice and Procedure. All such motions or protests shall be filed on or before April 20, 1992. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a motion to

intervene. Copies of the filing are on file with the Commission and are available for public inspection. Answers to this complaint shall be due on or before April 20, 1992.

Lois D. Cashell,
Secretary.

[FR Doc. 92-7167 Filed 3-27-92; 8:45 am]
BILLING CODE 6717-01-M

[Docket No. RP92-74-001]

**South Georgia Natural Gas Co.;
Proposed Changes to FERC Gas Tariff**

March 23, 1992.

Take notice that on March 17, 1992, South Georgia Natural Gas Company ("South Georgia") tendered for filing Sixth Revised Sheet No. 4A and Sixth Revised Sheet No. 4B to its FERC Gas Tariff, First Revised Volume No. 1.

South Georgia is making the instant filing in response to the option the Commission granted South Georgia in its Order dated February 28, 1992 to place into effect on March 1, 1992, the revised rates proposed in South Georgia's filing of December 31, 1991, that allow South Georgia to remain revenue neutral with respect to whether it makes firm sales or provides firm transportation service.

South Georgia states that copies of the filing will be served upon all of South Georgia's jurisdictional customers, interested state commissions and interested parties.

Any person desiring to be heard or to protest said filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, DC 20426, in accordance with rules 211 and 214 of the Commission's Rules of Practice and Procedure (sections 385.211 and 385.214). All such motions or protests should be filed on or before March 30, 1992. Protests will be considered by the Commission in determining the appropriate action to be taken but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a motion to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Lois D. Cashell,
Secretary.

[FR Doc. 92-7168 Filed 3-27-92; 8:45 am]
BILLING CODE 6717-01-M

**ENVIRONMENTAL PROTECTION
AGENCY**

[FRL-4118-6]

**Underground Injection Control
Program; Hazardous Waste Disposal
Injection Restrictions; Petition for
Exemption—Class I Hazardous Waste
Injection; Sterling Chemicals**

AGENCY: Environmental Protection Agency.

ACTION: Notice of final decision on petition reissuance.

SUMMARY: Notice is hereby given that a reissuance to an exemption to the land disposal restrictions under the 1984 Hazardous and Solid Waste Amendments to the Resource Conservation and Recovery Act has been granted to Sterling Chemicals, for the Class I injection wells located at Texas City, Texas. As required by 40 CFR part 148, the company has adequately demonstrated to the satisfaction of the Environmental Protection Agency by petition and supporting documentation that, to a reasonable degree of certainty, there will be no migration of hazardous constituents from the injection zone for as long as the waste remains hazardous. This final decision allows the underground injection by Sterling Chemicals, of the specific restricted hazardous waste identified in the petition reissuance, into the Class I hazardous waste injection wells at the Texas City, Texas facility specifically identified in the reissued petition, for as long as the basis for granting an approval of this petition remains valid, under provisions of 40 CFR 148.24. As required by 40 CFR 124.10, a public notice was issued January 17, 1992. The public comment period ended on March 2, 1992. EPA received no comments. This decision constitutes final Agency action and there is no Administrative appeal.

DATES: This action is effective as of March 23, 1992.

ADDRESSES: Copies of the reissued petition and all pertinent information relating thereto are on file at the following location: Environmental Protection Agency, Region 6, Water Management Division, Water Supply Branch (6W-SW), 1445 Ross Avenue, Dallas, Texas 75202-2733.

FOR FURTHER INFORMATION CONTACT:
Oscar Cabra, Jr., Chief Municipal Facilities Branch, EPA—Region 6.

telephone (214) 655-7110, (FTS) 255-7110.

Myron O. Knudson,
Director, Water Management Division (6W).
[FR Doc. 92-7235 Filed 3-27-92; 8:45 am]
BILLING CODE 6560-50-M

[FRL-4118-5]

Public Meeting on EPA's Scientific Reassessment of Dioxin

AGENCY: U.S. Environmental Protection Agency.

ACTION: Notice of public meeting.

SUMMARY: This notice announces a second public meeting to be held by the U.S. Environmental Protection Agency's (EPA's) Office of Research and Development to inform the public of EPA's scientific reassessment of dioxin, and to receive comment from the public. This meeting will serve as an introduction to the Agency's efforts and as a follow-up to a meeting held on the same subject on November 15, 1991. The public is invited to give oral and written comment on all aspects of the scientific reassessment of dioxin. The meeting will begin with a series of presentations by EPA officials concerning the current status of EPA's scientific reassessment of dioxin. Each presentation will be followed by a short question and answer period. The rest of the meeting will consist of oral comments by organizations and individuals who indicate an interest to do so in accordance with the procedures described in this notice.

DATES: The meeting will be held on Tuesday, April 28, 1992, from 8:45 a.m. to 5 p.m.

ADDRESSES: The meeting will be held at the U.S. Environmental Protection Agency, Education Center Auditorium, Waterside Mall, 401 M Street, SW., Washington, DC. Environmental Management Support, Inc., an EPA contractor, is providing logistical support for the public meeting. Members of the public wishing to give oral comment at the meeting on EPA's scientific reassessment of dioxin may request a time by calling Environmental Management Support, Inc., at telephone number (301)589-0885 no later than 5:00 p.m. (EST) Monday, April 27, 1992. Please do not call EPA directly to request a time at this meeting. Only those individuals and organizations that are assigned a time in advance of the meeting will be permitted to give oral comment. Please be advised that oral comment on the day of the meeting will be limited to not more than 5 minutes in

order to give everyone an equal opportunity to speak. Because of time limitations, only approximately 30 people who wish to present oral comments can be accommodated at the April 28th meeting. Speakers will be informed of the time they will be expected to present their oral comments.

In addition to oral comments, members of the public may also submit written comments and other materials relevant to EPA's scientific reassessment of dioxin by mail to: Environmental Management Support, Inc., 1010 Wayne Ave., suite 200, Silver Spring, Maryland, 20910, Attention: Dioxin Reassessment. EPA is asking the public to address subject areas, either orally or in writing, not previously submitted in response to the first public meeting on the Scientific Reassessment of Dioxin held at EPA Headquarters on November 15, 1991.

EPA invites public comment on the elements comprising the scientific reassessment of dioxin, which are:

(1) Development of a new biologically-based, dose-response model for dioxin to estimate human health risks; (2) Supporting laboratory research relevant to the development of a new dose-response model; (3) Update and revision of the Health Assessment Document for Dioxin; (4) Update and revision of the Dioxin Exposure Assessment Document; and (5) Supporting research to characterize ecological risks of dioxin in aquatic ecosystems, and the development of an Ecological Risk Characterization Report. The EPA is particularly interested in receiving:

A. New scientific data relevant to the scientific reassessment of dioxin not previously submitted to the Agency in response to the November 15, 1991 public meeting;

B. Any ongoing or recently published scientific research in these areas;

C. Any scientific or technical interpretation and analysis of data relevant to the dioxin reassessment;

D. Suggestions for additional public participation and involvement in EPA's scientific reassessment of dioxin.

Inspection and Copying

The following EPA documents, relevant to the scientific reassessment of dioxin, are available for public inspection and copying at the ORD Public Information Shelf, U.S. Environmental Protection Agency Headquarters Library, Waterside Mall, 401 M Street SW., Washington, DC 20460. The hours of inspection and copying are between 8 a.m. and 4:30 p.m. Monday through Friday, except holidays. For persons outside of the Washington, DC area, copies of these

documents can be obtained from sources stated.

1. Summary description of "EPA's Scientific Reassessment of Dioxin," dated November 15, 1991. This summary may be obtained by written request or by telephone to the EPA support contractor, Environmental Management Support, Inc., 1010 Wayne Ave., suite 200, Silver Spring, Maryland, 20910, Attention: Dioxin Reassessment, telephone number: (301) 589-0885.

2. Health Assessment Document for Polychlorinated Dibenz-p-Dioxins. U.S. Environmental Protection Agency, Office of Health and Environmental Assessment, Washington, DC. September 1985, EPA/600/8-84/014F. Available from the National Technical Information Service; PB86-122546/AS.

3. A Cancer Risk-Specific Dose Estimate for 2,3,7,8-TCDD. (Review Draft). U.S. Environmental Protection Agency, Office of Health and Environmental Assessment, Washington, DC. June 1988. EPA/600/6-88/007Aa.

Available from the National Technical Information Service; PB88-231204/AS.

4. A Cancer Risk-Specific Dose Estimate for 2,3,7,8-TCDD. Appendices A Through F. (Review Draft). U.S. Environmental Protection Agency, Office of Health and Environmental Assessment, Washington, DC. June 1988. EPA/600/6-88/007Ab. Available from the National Technical Information Service, PB88-231212/AS.

5. Estimating Exposures to 2,3,7,8-TCDD (Review Draft). U.S. Environmental Protection Agency, Office of Health and Environmental Assessment, Washington, DC. March 1988. EPA/600/6-88/005A. Available from the National Technical Information Service; PB88-231196/AS.

6. Report of the *ad hoc* dioxin panel of the Science Advisory Board: Review of draft documents: "A Cancer Risk-Specific Dose Estimate for 2,3,7,8-TCDD" and "Estimating Exposure to 2,3,7,8-TCDD." U.S. Environmental Protection Agency, Washington, DC. EPA-SAB-EC-90-003. Available for copying at the ORD Public Information Shelf.

7. Written public comments as received by EPA from the first public meeting on EPA's Scientific Reassessment of Dioxin held at EPA Headquarters on November 15, 1991. Available for copying at the ORD Public Information Shelf.

FOR FURTHER INFORMATION CONTACT: Mr. David Cleverly, Office of Technology Transfer and Regulatory Support (H-8105), Office of Research and Development, U.S. Environmental

Protection Agency, 401 M Street, SW., Washington, DC 20460, telephone (202) 260-7891 (FTS: 260-7891).

SUPPLEMENTARY INFORMATION: This meeting is the second in a series of public meetings on EPA's Scientific Reassessment of Dioxin. The first public meeting was held November 15, 1991 at the Headquarters of the U.S.

Environmental Protection Agency (EPA) in Washington, DC. At that time, EPA officials gave presentations to inform the public on all scientific aspects of the scientific reassessment of dioxin. In addition EPA received written and oral comment from 29 individuals representing a broad spectrum of the public, e.g., representatives of industry, representatives of environmental groups, and representatives of academia. At the November 15th meeting EPA informed the public that a second public meeting on the Scientific Reassessment of Dioxin would be held, the date to be announced. The purposes of this one-day meeting are to provide the public with a brief orientation on the current status of EPA's Scientific Reassessment of Dioxin, to answer any relevant questions from the public, to receive public comment on any aspect of the process, and to receive any relevant scientific information.

The EPA Administrator, William K. Reilly, announced on April 8, 1991, that EPA is conducting a scientific reassessment of the risks of exposure to 2,3,7,8-TCDD and related compounds, collectively known as "dioxin." The EPA is undertaking this task because significant advances have occurred in the scientific understanding of the mechanisms by which dioxin becomes toxic; of the health effects of dioxin in animals and people; of the pathways to human exposure; and of the toxic effects of dioxin to the environment, particularly aquatic organisms.

Based on animal studies, dioxin is one of the most potent carcinogens studied. The Agency has previously prepared assessments of the human health risks from environmental exposures to dioxin in 1985 and 1988. These assessments were reviewed by the EPA's Science Advisory Board (SAB). At the time of the 1988 risk assessment there was general agreement within the scientific community that the standard dose-response approaches were inappropriate for dioxin and should be improved, but there was no consensus identifying a more biologically defensible methodology. The Agency was challenged to explore the development of such a method.

Two important events have recently occurred that impact this reassessment:

The NIOSH cancer mortality study of U.S. chemical workers published in the New England Journal of Medicine (Marilyn A. Fingerhut, et al. "Cancer Mortality in Workers Exposed to 2,3,7,8-Tetrachlorodibenzo-p-Dioxin." January 24, 1991, Vol. 324:4, pages 212-218.), and the Banbury Conference on dioxin toxicology held in October, 1990, in Cold Spring Harbor, New York.

The proceedings of the Banbury Conference have been published since the November 15th meeting (Biological Basis for Risk Assessment of Dioxins and Related Compounds, Cold Spring Harbor Laboratory Press, Plainview, New York, 1991). It should be noted that the Banbury Conference involved many of the leading scientific experts on dioxin. At the meeting, there was general agreement in certain areas of dioxin toxicology, for example:

- a. Humans and experimental animals respond to dioxin similarly.
- b. Effects in humans can be anticipated by effects observed in experimental animals, e.g., enzyme induction, immunotoxicity, reproductive toxicity, developmental toxicity, and carcinogenicity.
- c. Certain related chemicals (having similar molecular structure) to dioxin may behave the same as dioxin, for example, certain polychlorinated and polybrominated dibenzofurans, polychlorinated and polybrominated dibenzo-p-dioxins, and coplanar chlorinated biphenyls.
- d. All toxic effects of dioxin are mediated by the chemicals binding to a protein receptor within the cell cytoplasm, and, therefore, a receptor-based risk assessment model is appropriate and should be developed.

The EPA's scientific reassessment of dioxin is comprised of 5 basic parts:

1. Development of a new biologically-based, dose-response model for dioxin to estimate human health risks;
2. Supporting research relevant to the development of a new dose-response model;
3. Update and revision of the Health Assessment Document for Dioxin;
4. Update and revision of the Dioxin Exposure Assessment Document;
5. Supporting research to characterize ecological risks of dioxin in aquatic ecosystems, and the development of an Ecological Risk Characterization Report. These five basic parts of this intensive effort are summarized in the document, "EPA's Scientific Reassessment of Dioxin," which is available to the public through this notice, and on the day of the public meeting.

Dated: February 24, 1992.

Erich W. Brethauer,
Assistant Administrator for Research and Development.
[FR Doc. 92-7233 Filed 3-27-92; 8:45 am]
BILLING CODE 6560-50-M

FEDERAL COMMUNICATIONS COMMISSION

FCC Establishes Small Business Advisory Committee

March 24, 1992.

The Federal Communications Commission (FCC) has established the Small Business Advisory Committee. This committee will provide expert advice and recommendations on small business issues, including minority and female participation issues. The establishment of this committee is necessary and in the public interest.

The FCC will select committee members to achieve a balanced membership given the purpose and objectives of the committee.

For additional information, contact Alan McKie at (202) 632-6390.

Federal Communications Commission.

Donna R. Searcy,
Secretary.

[FR Doc. 92-7260 Filed 3-27-92; 8:45 am]

BILLING CODE 6712-01-M

FEDERAL HOUSING FINANCE BOARD

Financing Corp. Net New Borrowings

AGENCY: Federal Housing Finance Board for Financing Corporation.

ACTION: Notice.

SUMMARY: Notice is hereby given that the Financing Corporation has completed all net new borrowings under section 21(e) of the Federal Home Loan Bank Act, as amended, 12 U.S.C. 1441(e), and will issue no additional obligations after December 12, 1991.

DATES: Effective date was December 12, 1991.

FOR FURTHER INFORMATION CONTACT:

K. Diane Boyle, Secretary/Treasurer of the Financing Corporation, (202) 272-4978 or James H. Gray Jr., Associate General Counsel, Federal Housing Finance Board, (202) 408-2552.

SUPPLEMENTARY INFORMATION: Section 416(b) of the Competitive Equality Banking Act of 1987 requires the Financing Corporation to give public notice after completing all net new borrowings. See 12 U.S.C. 1441 note. Section 104 of the Resolution Trust Corporation Refinancing, Restructuring,

and Improvement Act of 1991, states that "No obligation of the Financing Corporation shall be issued after the date of enactment of the Resolution Trust Corporation Thrift Depositor Protection Refinance Act of 1991." 105 Stat. 1761, 1762 to be codified at 12 U.S.C. 1441(e)(2). The Resolution Trust Corporation Thrift Depositor Protection Refinance Act was enacted December 12, 1991 and became effective on February 1, 1992. Accordingly, the Financing Corporation is providing the required public notice of completion of net new borrowings.

Philip L. Conover,
Deputy Executive Director.

[FR Doc. 92-7170 Filed 3-27-92; 8:45 am]

BILLING CODE 6725-01-M

FEDERAL RESERVE SYSTEM

First Farmers Financial Corporation; Notice of Application to Engage de novo in Permissible Nonbanking Activities

The company listed in this notice has filed an application under § 225.23(a)(1) of the Board's Regulation Y (12 CFR 225.23(a)(1)) for the Board's approval under section 4(c)(8) of the Bank Holding Company Act (12 U.S.C. 1843(c)(8)) and § 225.21(a) of Regulation Y (12 CFR 225.21(a)) to commence or to engage *de novo*, either directly or through a subsidiary, in a nonbanking activity that is listed in § 225.25 of Regulation Y as closely related to banking and permissible for bank holding companies. Unless otherwise noted, such activities will be conducted throughout the United States.

The application is available for immediate inspection at the Federal Reserve Bank indicated. Once the application has been accepted for processing, it will also be available for inspection at the offices of the Board of Governors. Interested persons may express their views in writing on the question whether consummation of the proposal can "reasonably be expected to produce benefits to the public, such as greater convenience, increased competition, or gains in efficiency, that outweigh possible adverse effects, such as undue concentration of resources, decreased or unfair competition, conflicts of interests, or unsound banking practices." Any request for a hearing on this question must be accompanied by a statement of the reasons a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute, summarizing the

evidence that would be presented at a hearing, and indicating how the party commenting would be aggrieved by approval of the proposal.

Comments regarding the application must be received at the Reserve Bank indicated or the offices of the Board of Governors not later than April 24, 1992.

A. Federal Reserve Bank of Chicago (David S. Epstein, Vice President) 230 South LaSalle Street, Chicago, Illinois 60690:

1. First Farmers Financial Corporation, Converse, Indiana; to engage *de novo* through its subsidiary, Personalized Tax Services, Converse, Indiana, in tax planning and preparation pursuant to § 225.25(b)(21) of the Board's Regulation Y.

Board of Governors of the Federal Reserve System, March 24, 1992.

Jennifer J. Johnson,

Associate Secretary of the Board.

[FR Doc. 92-7196 Filed 3-27-92; 8:45 am]

BILLING CODE 6210-01-F

Old National Bancorp; Acquisition of Company Engaged in Permissible Nonbanking Activities

The organization listed in this notice has applied under § 225.23(a)(2) or (f) of the Board's Regulation Y (12 CFR 225.23(a)(2) or (f)) for the Board's approval under section 4(c)(8) of the Bank Holding Company Act (12 U.S.C. 1843(c)(8)) and § 225.21(a) of Regulation Y (12 CFR 225.21(a)) to acquire or control voting securities or assets of a company engaged in a nonbanking activity that is listed in § 225.25 of Regulation Y as closely related to banking and permissible for bank holding companies. Unless otherwise noted, such activities will be conducted throughout the United States.

The application is available for immediate inspection at the Federal Reserve Bank indicated. Once the application has been accepted for processing, it will also be available for inspection at the offices of the Board of Governors. Interested persons may express their views in writing on the question whether consummation of the proposal can "reasonably be expected to produce benefits to the public, such as greater convenience, increased competition, or gains in efficiency, that outweigh possible adverse effects, such as undue concentration of resources, decreased or unfair competition, conflicts of interests, or unsound banking practices." Any request for a hearing on this question must be accompanied by a statement of the reasons a written presentation would not suffice in lieu of a hearing.

identifying specifically any questions of fact that are in dispute, summarizing the evidence that would be presented at a hearing, and indicating how the party commenting would be aggrieved by approval of the proposal.

Comments regarding the application must be received at the Reserve Bank indicated or the offices of the Board of Governors not later than April 24, 1992.

A. Federal Reserve Bank of St. Louis (Randall C. Sumner, Vice President) 411 Locust Street, St. Louis, Missouri 63166:

1. Old National Bancorp, Evansville, Indiana; to merge with Southern Illinois Holding Company, Harrisburg, Illinois, and thereby indirectly acquire Bank South, a Federal Savings Bank, formerly Saline Valley First Federal Savings and Loan Association, Harrisburg, Illinois, and thereby engage in operating a savings association pursuant to § 225.25(b)(9) of the Board's Regulation Y. These activities will be conducted in and around Harrisburg, Illinois.

Board of Governors of the Federal Reserve System, March 24, 1992.

Jennifer J. Johnson,

Associate Secretary of the Board.

[FR Doc. 92-7197 Filed 3-27-92; 8:45 am]

BILLING CODE 6210-01-F

Chesley Pruet; Change in Bank Control Notice

Acquisition of Shares of Banks or Bank Holding Companies

The notificant listed below has applied under the Change in Bank Control Act (12 U.S.C. 1817(j)) and § 225.41 of the Board's Regulation Y (12 CFR 225.41) to acquire a bank or bank holding company. The factors that are considered in acting on notices are set forth in paragraph 7 of the Act (12 U.S.C. 1817(j)(7)).

The notice is available for immediate inspection at the Federal Reserve Bank indicated. Once the notice has been accepted for processing, it will also be available for inspection at the offices of the Board of Governors. Interested persons may express their views in writing to the Reserve Bank indicated for the notice or to the offices of the Board of Governors. Comments must be received not later than April 20, 1992.

A. Federal Reserve Bank of Dallas (W. Arthur Tribble, Vice President) 400 South Akard Street, Dallas, Texas 75222:

1. Chesley Pruet, El Dorado, Arkansas; to acquire an additional 12.43 percent of the voting shares of Continental National Bancshares, Inc., El Paso, Texas, for a total of 24.85 percent, and thereby indirectly acquire

Continental National Bank, El Paso, Texas.

Board of Governors of the Federal Reserve System, March 24, 1992.

Jennifer J. Johnson,

Associate Secretary of the Board.

[FR Doc. 92-7198 Filed 3-27-92; 8:45 am]

BILLING CODE 6210-01-F

West Milton Bancorp, Inc., et al.; Formations of; Acquisitions by; and Mergers of Bank Holding Companies

The companies listed in this notice have applied for the Board's approval under section 3 of the Bank Holding Company Act (12 U.S.C. 1842) and § 225.14 of the Board's Regulation Y (12 CFR 225.14) to become a bank holding company or to acquire a bank or bank holding company. The factors that are considered in acting on the applications are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

Each application is available for immediate inspection at the Federal Reserve Bank indicated. Once the application has been accepted for processing, it will also be available for inspection at the offices of the Board of Governors. Interested persons may express their views in writing to the Reserve Bank or to the offices of the Board of Governors. Any comment on an application that requests a hearing must include a statement of why a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute and summarizing the evidence that would be presented at a hearing.

Unless otherwise noted, comments regarding each of these applications must be received not later than April 24, 1992.

A. Federal Reserve Bank of Philadelphia (Thomas K. Desch, Vice President) 100 North 6th Street, Philadelphia, Pennsylvania 19105:

1. West Milton Bancorp, Inc., West Milton, Pennsylvania; to become a bank holding company by acquiring 100 percent of the voting shares of West Milton State Bank, West Milton, Pennsylvania.

B. Federal Reserve Bank of Chicago (David S. Epstein, Vice President) 230 South LaSalle Street, Chicago, Illinois 60690:

1. G.R. Bancorp, Ltd., Grand Ridge, Illinois; to become a bank holding company by acquiring 83 percent of the voting shares of The First National Bank of Grand Ridge, Grand Ridge, Illinois.

C. Federal Reserve Bank of St. Louis (Randall C. Sumner, Vice President) 411 Locust Street, St. Louis, Missouri 63166:

1. Friendship Bancshares, Inc., Meta, Missouri; to become a bank holding company by acquiring 100 percent of the voting shares of Meta Banco, Inc., Meta, Missouri, and thereby indirectly acquire Mid America Bank, Linn, Missouri.

D. Federal Reserve Bank of Dallas (W. Arthur Tribble, Vice President) 400 South Akard Street, Dallas, Texas 75222:

1. Baylor Bancshares, Inc., Seymour, Texas; to acquire 94 percent of the voting shares of The First National Bank in Whitney, Whitney, Texas.

Board of Governors of the Federal Reserve System, March 24, 1992.

Jennifer J. Johnson,

Associate Secretary of the Board.

[FR Doc. 92-7199 Filed 3-27-92; 8:45 am]

BILLING CODE 6210-01-F

contemplated by the agreement, made its jurisdictional findings and entered an order to divest, as set forth in the proposed consent agreement, in disposition of this proceeding.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; sec. 7, 38 Stat. 731, as amended; 15 U.S.C. 45, 18)

Donald S. Clark,

Secretary.

[FR Doc. 92-7242 Filed 3-30-92; 8:45 am]

BILLING CODE 6750-01-M

Place: Building #159, 1st floor, room 102, 3rd & M Street, SE., Southeast Federal Center, Washington, DC.

Purpose: To receive comments concerning the environmental impacts that may result from the proposed project.

Instructions: Interested parties who want to present oral comments at the public hearing may register at the desk inside room #102 on the night of the hearing or call 202-708-5334 and register in advance. Speakers may be heard in the order they register. Each party will receive 5 minutes to speak at the hearing. Oral comments may be accompanied by written submissions or by continued oral presentation after the list of registered speakers is completed. A verbatim transcript of testimony will be taken.

Additional copies of the DEIS and backup information are available for public inspection at the following locations:

1. General Services Administration, National Capital Region, Bid Room, room 1701, 7th & D Streets, SW., Washington, DC, 20407
2. Martin Luther King, Jr. Memorial Library, 901 G Street, NW., Washington, DC, 20001
3. Southwest Branch Library, Wesley Place and K Streets, SW., Washington, DC
4. Southeast Branch Library, 7th & D Streets, SE., Washington, DC

Dated: March 19, 1992.

Linda L. Eastman,

Director, NCR Planning Staff (WPL).

[FR Doc. 92-7207 Filed 3-27-92; 8:45 am]

BILLING CODE 6820-23-M

FEDERAL TRADE COMMISSION

[Docket C-3374]

Hanson PLC, et al.; Prohibited Trade Practices, and Affirmative Corrective Actions

AGENCY: Federal Trade Commission.

ACTION: Consent order.

SUMMARY: In settlement of alleged violations of Federal law prohibiting unfair acts and practices and unfair methods of competition, this consent order permits, among other things, the respondents to acquire Beazer PLC, and requires the respondents to divest the Cencal interest to a Commission-approved acquirer. If the divestiture is not completed within 12 months, the respondents shall consent to the appointment by the Commission of a trustee to divest the Cencal interest.

DATES: Complaint and Order issued March 9, 1992.¹

FOR FURTHER INFORMATION CONTACT: Casey Triggs, FTC/S-2308, Washington, DC 20580. (202) 326-2682.

SUPPLEMENTARY INFORMATION: On Monday, December 16, 1991, there was published in the *Federal Register*, 56 FR 65282, a proposed consent agreement with analysis in the Matter of Hanson PLC, et al., for the purpose of soliciting public comment. Interested parties were given sixty (60) days in which to submit comments, suggestions or objections regarding the proposed form of the order.

No comments having been received, the Commission has ordered the issuance of the complaint in the form

GENERAL SERVICES ADMINISTRATION

Public Hearing and Availability of Draft Environmental Impact Statement

The United States General Services Administration (GSA) has prepared a Draft Environmental Impact Statement (DEIS) concerning the proposed construction of the Federally-owned eastern portion of the Southeast Federal Center (SEFC), including the construction of a facility to house the GSA headquarters and a facility to house the Army Corps of Engineers headquarters, pursuant to section 102(2)(c) of the National Environmental Policy Act (NEPA) of 1969 as implemented by the Council on Environmental Quality regulations (40 CFR parts 1500-1508). The DEIS will be released March 18-24, 1992 to Federal, State and local agencies, community groups and concerned individuals.

The Southeast Federal Center is located in the southeast quadrant of the District of Columbia and adjoins the western border of the Washington Navy Yard. The eastern portion of the SEFC includes the area east of an extended New Jersey Avenue and M Street, SE., extending east to the western border of the Washington Navy Yard, and extending south from M Street, SE., to the Anacostia River.

A public hearing is scheduled to present the DEIS findings and to provide the community the opportunity to submit comments. The details of the hearing are described below. In addition, written comments on the DEIS may be submitted until May 11, 1992, and should be addressed:

General Services Administration,
National Capital Region, Planning
Staff (WPL), room 7618, Attention:
Frank T. Thomas, Seventh & D Streets,
SW., Washington, DC, 20407.

Public Hearing

Date: April 23, 1992.

Time: 7:00 p.m.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Office of the Secretary

Office of the General Counsel; Statement of Organization, Functions and Delegations of Authority

Part A, chapter AG (Office of the General Counsel) of the Statement of Organization, Functions, and Delegations of Authority for the Department of Health and Human Services (38 FR 17033, as amended most recently at 56 FR 4965, Sep. 23, 1991) is amended to delete from section AG.14 the reference to Special Counsel for Ethics and from section AG 21.2.E, Special Counsel for Ethics and to amend section AG.22 by adding a new subsection 10. Ethics Division. The effect of the change will be to transfer without change the functions of the Special Counsel for Ethics to the Ethics Division. The changes are as follows:

1. Section AG.14 is amended by deleting "5. Special Counsel for Ethics" and redesignating "6" as "5."
2. Section AG.21 is amended by deleting section 2.E relating to the Special Counsel for Ethics.

¹ Copies of the Complaint and the Decision and Order are available from the Commission's Public Reference Branch, H-130, 6th Street & Pennsylvania Avenue, NW., Washington, DC 20580.

3. Section AG.22 is amended by adding at the end thereof the following:

10. Ethics Division.

a. The Associate General Counsel for Ethics serves as the Designated Agency Ethics Official responsible for Department-wide activities required by the Ethics in Government Act, as amended.

b. The Ethics Division shall be responsible for providing legal advice to officials and employees of the Department regarding ethics and standards of conduct matters; coordinating the Department's confidential reporting system for reporting on financial interests and outside activities, assisting components of the Department with the development and implementation of ethics training plans; providing liaison with the White House General Counsel on ethics matters, the Office of Government Ethics and Department ethics officials.

Dated: March 19, 1992.

Arnold R. Tompkins,

Assistant Secretary for Management and Budget.

[FR Doc. 92-7162 Filed 3-27-92; 8:45 am]

BILLING CODE 4150-04-M

Centers for Disease Control

Cooperative Research and Development Agreement

[CRADA 92-02]

AGENCY: Centers for Disease Control (CDC), Public Health Service, HHS.

ACTION: Notice.

SUMMARY: The Centers for Disease Control (CDC) announces the opportunity for a potential collaborator to enter into a Cooperative Research and Development Agreement (CRADA) to develop and commercialize enzyme immunoassay technologies for the specific detection of antibodies to enteroviruses, which are markers of recent enterovirus infection.

It is anticipated that all inventions which may arise from this CRADA will be jointly owned and licensed on a royalty-bearing basis exclusively to the collaborator with which the CRADA is made. The CRADA will be executed for a 6 month period with the possibility of renewal.

Because CRADAs are designed to facilitate the development of scientific and technological knowledge into useful, marketable products, a great deal of freedom is given to Federal agencies in implementing collaborative research. The CDC may accept staff, facilities, equipment, supplies, and money from the other participants in a CRADA; CDC

may provide staff, facilities, equipment, and supplies to the project. There is a single restriction in this exchange: CDC may not provide funds to the other participants in a CRADA.

DATES: This opportunity is available until 30 days after publication of this notice. Respondents may be provided a longer period of time to furnish additional information if CDC finds this necessary.

FOR FURTHER INFORMATION CONTACT:

Technical: Harriett H. Walls or Mark A. Pallansch, Ph.D., Division of Viral and Rickettsial Diseases, National Center for Infectious Diseases, Centers for Disease Control, 1600 Clifton Road, NE., Mailstop A30, Atlanta, GA 30333, telephone (404) 639-2339.

Business: Lisa Blake-DiSpigna, Technology Transfer Representative, National Center for Infectious Diseases, Centers for Disease Control, 1600 Clifton Road, NE., Mailstop C19, Atlanta, GA 30333, telephone (404) 639-2897.

SUPPLEMENTARY INFORMATION: The objective is to commercialize these assays for laboratories worldwide. These assays will detect IgM and IgA antibodies to provide evidence of recent infection with enteroviral agents. The IgG assays would provide evidence of past infection or provide information on the immune status of an individual or populations. Since enterovirus infections are responsible for considerable hospitalization with particularly serious disease in some neonates, a rapid assay for the implication of enteroviruses would be valuable. The collaborator and CDC will jointly evaluate existing reagents including monoclonal antibodies, and antigens to determine their suitability as immunodiagnostic reagents. Various combinations of these reagents will be evaluated in different test formats. The test would provide modern technology which is of equal or greater sensitivity and specificity, but less complex than the complement fixation and neutralization technologies which are currently used in the United States. The tests will be evaluated using well-characterized sera banked within the Respiratory and Enteric Viruses Branch. If new reagents are required, they will be prepared according to established procedures. CDC will provide training (including appropriate safety training) for specialized techniques and technical expertise for evaluating the assays.

Respondents should provide evidence of expertise in the development and evaluation of immunoassay procedures, evidence of experience in commercialization of products for diagnostic use, and supporting data (e.g.

publications, proficiency testing, certifications, resumes, etc.) of qualifications for the laboratory director and laboratory personnel who would be involved in the CRADA. The respondent will develop the final research plan in collaboration with CDC but should provide an outline of a research plan for review by CDC in judging applications.

Applicants will be judged according to the following criteria:

1. Soundness of the analytic approach and research plan;

2. Evidence of appropriate personnel to complete the project in a timely fashion or evidence of a plan to recruit and fund personnel appropriate for the project;

3. Evidence of scientific credibility; and

4. Evidence of commitment and ability to develop and evaluate immunologic tests to the level of a product which will benefit the public interest.

This CRADA is proposed and implemented under the 1986 Federal Technology Transfer Act: Pub. L. 99-502.

The responses must be made to: Nancy C. Hirsch, Technology Transfer Coordinator, National Center for Infectious Diseases, Centers for Disease Control, 1600 Clifton Road, NE., Mailstop C19, Atlanta, GA 30333.

Dated: March 23, 1992.

Robert L. Foster,

Acting Director, Office of Program Support, Centers for Disease Control.

[FR Doc. 92-7195 Filed 3-27-92; 8:45 am]

BILLING CODE 4160-18-M

CDC Advisory Committee on the Prevention of HIV Infection: Meeting

In accordance with section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92-463), the Centers for Disease Control (CDC) announces the following committee meeting.

Name: CDC Advisory Committee on the Prevention of HIV Infection.

Times and Dates: 8:15 a.m.-5 p.m., April 15, 1992, 8 a.m.-1 p.m., April 16, 1992.

Place: CDC, Executive Park Facility, 26 Executive Park Drive, Conference Rooms A-B, Atlanta, Georgia 30329.

Status: Open to the public, limited only by the space available.

Purpose: This committee is charged with advising the Director, CDC, regarding objectives, strategies, and priorities for HIV prevention efforts, including maintaining surveillance of AIDS and HIV infection, the epidemiologic and laboratory study of AIDS and HIV, information/education and risk reduction activities designed to prevent the spread of HIV infection, and other preventive measures that become available.

Matters to be Discussed: The committee will discuss actions taken by CDC on the recommendations made by the committee during the October 30-31, 1991, meeting and CDC's current HIV prevention activities and plans. In-depth discussions will lead to development of a preliminary list of recommendations regarding CDC methods and approaches.

Agenda items are subject to change as priorities dictate.

Contact Person for More Information: Connie Granoff, Committee Assistant, Office of the Deputy Director (HIV), CDC, 1600 Clifton Road, NE, Mailstop E-40, Atlanta, Georgia 30333, telephone (404) 639-2918 or FTS 236-2918.

Dated: March 24, 1992.

Elvin Hiley,

Associate Director for Policy Coordination, Centers for Disease Control.

[FR Doc. 92-7187 Filed 3-27-92; 8:45 am]

BILLING CODE 4160-18-M

Food and Drug Administration

[Docket No. 92G-0085]

Michael Foods, Inc.; Filing of Petition for Affirmation of GRAS Status

AGENCY: Food and Drug Administration, HHS.

ACTION: Notice.

SUMMARY: The Food and Drug Administration (FDA) is announcing that Michael Foods, Inc., has filed a petition (GRASP 2G0387), proposing to affirm that β -cyclodextrin is generally recognized as safe (GRAS) for use as a processing aid in reducing the cholesterol content of liquid eggs.

DATES: Written comments by May 29, 1992.

ADDRESSES: Submit written comments to the Dockets Management Branch (HFA-305), Food and Drug Administration, rm. 1-23, 12420 Parklawn Dr., Rockville, MD 20857.

FOR FURTHER INFORMATION CONTACT: Gerald J. Buonopane, Center for Food Safety and Applied Nutrition (HFF-334), Food and Drug Administration, 200 C St. SW., Washington, DC 20204, 202-254-9519.

SUPPLEMENTARY INFORMATION: Under the Federal Food, Drug, and Cosmetic Act (secs. 201(s), 409 (21 U.S.C. 321(s), 348)) and the regulations for affirmation of GRAS status in § 170.35 (21 CFR 170.35), notice is given that Michael Foods, Inc., 324 Park National Bank Bldg., 5353 Wayzata Blvd., Minneapolis, MN 55416, has filed a petition (GRASP 2G0387), proposing that β -cyclodextrin be affirmed as GRAS for use as a processing aid in reducing the cholesterol content of liquid eggs. The

petition has been placed on display at the Dockets Management Branch (address above).

Any petition that meets the requirements outlined in §§ 170.30 and 170.35 (21 CFR 170.30 and 170.35) is filed by the agency. There is no prefilig review of the adequacy of data to support a GRAS conclusion. Thus, the filing of a petition for GRAS affirmation should not be interpreted as a preliminary indication of suitability for GRAS affirmation.

The potential environmental impact of this action is being reviewed. If the agency finds that an environmental impact statement is not required and this petition results in a regulation, the notice of availability of the agency's finding of no significant impact and the evidence supporting that finding will be published with the regulation in the *Federal Register* in accordance with 21 CFR 25.40(c).

Interested persons may, on or before May 29, 1992, review the petition and/or file comments (two copies, identified with the docket number found in brackets in the heading of this document) with the Dockets Management Branch (address above). Comments should include any available information that would be helpful in determining whether the substance is, or is not, GRAS for the proposed use. A copy of the petition and received comments may be seen in the Dockets Management Branch between 9 a.m. and 4 p.m., Monday through Friday.

Dated: March 20, 1992.

Fred R. Shank,

Director, Center for Food Safety and Applied Nutrition.

[FR Doc. 92-7203 Filed 3-27-92; 8:45 am]

BILLING CODE 4160-01-M

National Institutes of Health

Workshop to Develop Priorities for Future Research Into the Long-Term Health Effects of Exposure to Diethylstilbestrol (DES)

AGENCY: National Institutes of Health, HHS.

ACTION: Notice.

SUMMARY: Notice is hereby given that the National Cancer Institute (NIC), the National Institute of Environmental Health Sciences (NIEHS), the National Institute of Child Health and Human Development (NICHD), and the Office of Research on Women's Health (ORWH) in the Office of the Director, NIH, will sponsor a workshop to develop priorities for the future research into the long-term health effects of exposure to

diethylstilbestrol (DES). All sessions will be open to the public, however, limited seating is available, and registration will be on a first-come, first-served basis. Individuals who are unable to attend but who wish to provide written statements should send three (3) copies of their statements to the address located below by April 1, 1992, no later than 5 p.m. EST. All written statements received by that date will be made available to workshop planners prior to the April meeting for consideration in preparing final recommendations.

DATES: The workshop will be held on April 22-24, 1992, at the Fairview Park Marriott in Falls Church, Virginia.

ADDRESSES: Registration forms can be obtained from Ms. Jennifer Connor, Division of Cancer Treatment, National Cancer Institute, Building 31, room 3A44, Bethesda, Maryland 20892.

FOR FURTHER INFORMATION CONTACT: Ms Jennifer Connor at the address given above; telephone (301) 496-6404 (this is not a toll-free number).

SUPPLEMENTARY INFORMATION:

Diethylstilbestrol (DES), a synthetic nonsteroidal estrogen, was developed in 1938 and was promoted in the late 1940s and 1950s for the prevention of miscarriages and pre-term births.

While estimates of DES exposure in the U.S. are rough at best, and the dosage range varied considerably, one estimate for the number of children exposed in utero comes from the National Prescription Audit. This audit started in 1958 and projects prescriptions for 41 marketers of DES. The number of prescriptions was estimated to be 1 million annually between 1948 and 1957, and about 500,000 annually between 1963 and 1971. Thus, between 1948 and 1971, an estimated 18 million prescriptions were given for DES. If 50 percent of these were for completed pregnancies, 9 billion out of about 72 million or 13 percent of completed pregnancies between 1948 and 1971 were DES exposed.

In 1971, in a classic case-control study by Herbst et al., an association was reported between prenatal exposure to DES and the subsequent development of clear cell adenocarcinoma of the vagina in young women. This finding was confirmed by Greenwald et al. (1971) soon thereafter. The use of DES in pregnancy was banned later last year.

Follow-up of daughters of women who took DES during pregnancy suggests that the risk of clear cell carcinoma of the vagina is low, one case per 1,000 women exposed in utero. While epithelial

changes in the cervix and vagina can be demonstrated by colposcopy in 65-90 percent of daughters, the rate of progression to dysplasia and carcinoma in situ remains unclear. One study reported a twofold increase of dysplasia and carcinoma in situ among DES daughters compared to a matched control group. No studies have yet shown an increase of incidence of invasive squamous carcinoma among DES daughters. Mothers who took DES during pregnancy have been found to have a small increased risk of breast cancer compared to unexposed women (a relative risk of 1.4 with 20 years of follow-up). No increased cancer risk has yet been demonstrated in men exposed in utero to DES.

Prenatal exposure to DES has also been associated with anomalies of the uterus, cervix and upper vagina, which have been reported in 25-40 percent of exposed daughters. No conclusive evidence suggests increased primary infertility in these women, however, rates of spontaneous abortion, ectopic pregnancy and premature labor are increased. A threefold increase in genital tract abnormalities has been reported among men with prenatal exposure to DES, including cryptorchidism and hypoplastic testes, with unconfirmed reports of decreased fertility among these men. Additionally, animal studies have raised questions about immunologic effects of prenatal DES exposure. Decreases in thymic weight and mitotic index have been found in mice exposed perinatally to DES. While this is reversible, defects in T helper and natural killer cell function persist. The implications of these findings, if any, in exposed humans is unknown.

As the cohort of exposed individuals ages, concerns have been raised about breast, ovarian, and prostate cancer, as well as reproductive and immunologic effects related to DES exposure. The purpose of the proposed conference is to review existing data concerning long-term health effects of exposure to DES and discuss the need for future research.

Dated: March 20, 1992.

Bernadine Healy,
Director, NIH.

[FR Doc. 92-7230 Filed 3-27-92; 8:45 am]
BILLING CODE 4140-01-M

Public Health Service

Centers for Disease Control; Statement of Organization, Functions, and Delegations of Authority

Part H, Chapter HC (Centers for Disease Control) of the Statement of

Organization, Functions, and Delegations of Authority of the Department of Health and Human Services (45 FR 67772-67776, dated October 14, 1980, and corrected at 45 FR 69296, October 20, 1980, as amended most recently at 57 FR 6329, dated February 24, 1992) is amended to reflect the following changes within the Public Health Practice Program Office: (1) Revision of the functional statement for the Division of Laboratory Systems; and (2) revision of the functional statement for the Office of the Director, Division of Laboratory Systems.

Section HC-B, Organization and Functions, is hereby amended as follows:

1. After the heading for the *Division of Laboratory Systems (HCH6)*, delete the functional statement and substitute the following: (1) Encourages the establishment and adoption of performance standards for laboratory practice; (2) develops, evaluates, and implements systems for measurement and assessment of laboratory practices and the quality of laboratory testing; (3) develops, promotes, implements, and evaluates intervention strategies to correct general performance deficiencies in health laboratory systems and workers; (4) provides a forum for exchange of general information about laboratory practice and research and development activities to promote the coordination of Federal, State, and private laboratory improvement efforts; (5) facilitates and conducts research and demonstration (a) to support the scientific development of performance standards, evaluation systems, and regulatory standards, and (b) to assess the efficacy of established standards; (6) promotes, develops, and implements training needs assessment methodology to establish priorities for training interventions; (7) develops and conducts training to facilitate the timely transfer of newly emerging laboratory technology and standards for laboratory practice; (8) provides technical assistance, consultation, and training for trainers to improve the capacity and capability of regional organizations and State health agencies to develop and maintain decentralized training networks for laboratory professionals; (9) coordinates and conducts activities that provide technical and scientific support to the Health Care Financing Administration (HCFA) and the Food and Drug Administration (FDA) in the implementation of the Clinical Laboratory Improvement Amendments of 1988; (10) in carrying out the above functions, collaborates with other components of PHPO and with other Centers, Institute, and Offices of CDC,

and where another Center, Institute, or Office has the lead responsibility, provides support to and works in conjunction with the other Center, Institute, or Office.

2. After the heading *Division of Laboratory Systems (HCH6), Office of the Director (HCH61)*, delete the functional statement and insert the following: (1) Provides leadership, policy development, scientific oversight, guidance, and coordination for Division activities; (2) plans, directs, manages, and evaluates the operations of the Division; (3) provides administrative, programmatic, planning, and information management support services for the Division; (4) provides for communication and dialogue with Federal, State, and private organizations whose missions are related to laboratory systems or practices; (5) insures that Division activities are coordinated with other components of CDC both within and outside the Center; with Federal, State, and local agencies; and with the voluntary and professional health agencies.

Dated: March 20, 1992.

William L. Roper,
Director, Centers for Disease Control.
[FR Doc. 92-7189 Filed 3-27-92; 8:45 am]

BILLING CODE 4160-18-M

DEPARTMENT OF THE INTERIOR

Office of the Secretary

Privacy Act of 1974—Revision and Update of Systems of Records Compilation

Pursuant to the provisions of the Privacy Act of 1974, as amended (5 U.S.C. 552a), notice is hereby given that the Department of the Interior is revising the appendix to the compilation of the Department's systems of records. All changes being published are editorial in nature, and reflect organization and address changes which have occurred since the previous publication of the material in the *Federal Register*.

The appendix to the compilation of the Department's systems of records notices contains the addresses of Department facilities which are referenced in various systems notices. Part VI of the appendix, which was previously published in the *Federal Register* on August 21, 1980 (45 FR 55831), is revised to include the addresses of the Minerals Management Service's facilities, and is published below.

Since these changes do not involve any new or intended use of the

information in the Department's systems of records, the revisions shall be effective upon publication in the **Federal Register** (March 30, 1992). Additional information regarding these revisions may be obtained from the Departmental Privacy Act Officer, Office of the Secretary, U.S. Department of the Interior, 1849 "C" Street, NW., m.s. 2242, Washington, DC 20240.

Dated: March 25, 1992.

Janet L. Bishop,

Acting Director, Office of Management Improvement.

VI. Minerals Management Service

A. Headquarters Offices

Department of the Interior, Minerals Management Service, 1849 C Street, NW., Washington, DC 20240

Royalty Management

Building 85, Denver Federal Center, PO Box 25165, Lakewood, Colorado 80225

B. Field Offices

Alaska OCS Region, 949 36th Avenue, Anchorage, Alaska 99508-4302
Atlantic OCS Region, 381 Elen Street, Herndon, Virginia 22070-4817
Gulf of Mexico OCS Region, 1201 Elmwood Park Boulevard, New Orleans, Louisiana 70123-2394
Pacific OCS Region, 770 Paseo Camarillo, Camarillo, California 93010

C. Administrative Service Centers

Southern Administrative Service Center, 1201 Elmwood Park Boulevard, New Orleans, Louisiana 70123-2394
Western Administrative Service Center, PO Box 25165, Lakewood, Colorado 80225
[FR Doc. 92-7229 Filed 3-27-92; 8:45 am]
BILLING CODE 4310-MR-M

Privacy Act of 1974—Revision and Update of Systems of Records Notices and Compilation

Pursuant to the provisions of the Privacy Act of 1974, as amended (5 U.S.C. 552a), notice is hereby given that the Department of the Interior is revising four notices describing systems of records maintained by the Bureau of Mines, and part XII of the appendix of the compilation of the Department's systems of records notices containing the addresses of Bureau of Mines facilities referenced in various systems notices.

All changes being published are editorial in nature, and reflect address changes which have occurred since the previous publication of the material in the **Federal Register**.

The four notices being revised, which are published in their entirety below, are:

1. Property Control-Interior, Mines-4 (previously published on August 28, 1986; 51 FR 30714).

2. Personnel Identification-Interior, Mines-5 (previously published on August 28, 1986; 51 FR 30715).

3. Safety Management Information System-Interior, Mines-6 (previously published on March 7, 1986; 51 FR 8035).

4. Personnel Security Files-Interior, Mines-7 (previously published on December 3, 1986; 51 FR 43672).

In two notices (WBM-4 and WBM-5), the existing routine use statements are respectively revised to reflect the release of information to a congressional office from the record of an individual in response to an inquiry that the individual has made to the congressional office.

In two notices (WBM-6 and WBM-7), the existing retention and disposal statements are respectively revised to reflect the appropriate retention and disposal schedules.

Part XII of the appendix to the compilation of the Department's systems of records notices contains the addresses of the Bureau of Mines facilities which are referenced in various systems notices. Part XII, which was last published in the **Federal Register** on April 11, 1977 (42 FR 18968), is revised, updated, and published below.

Since these changes do not involve any new or intended use of the information in the Department's systems of records, the revisions shall be effective upon publication in the **Federal Register** (March 30, 1992). Additional information regarding these revisions may be obtained from the Departmental Privacy Act Officer, Office of the Secretary, U.S. Department of the Interior, 1849 "C" Street, NW., m.s. 2242, Washington, DC 20240.

Dated: March 25, 1992.

Janet L. Bishop,

Acting Director, Office of Management Improvement.

INTERIOR/WBM-4

SYSTEM NAME:

Property Control—Interior, Mines—4.

SYSTEM LOCATION:

(1) Bureau of Mines, U.S. Department of the Interior, 810 7th Street, NW., Washington, DC 20241. (2) All field facilities of the Bureau of Mines.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

Employees who have custody or responsibility for Bureau of Mines property.

CATEGORIES OF RECORDS IN THE SYSTEM:

Contains information indicating what property, including equipment, motor vehicle operator's license, keys, motor pool vehicles, transportation request books, and parking spaces, for which the employee has custody or responsibility. In addition, all other records directly related to the property control function, and records on debts owed the Federal government due to loss or misuse of property.

The system also includes information on employee inventions which is maintained by name of invention, name of employee, and case number.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

Federal Property and Administrative Services Act of 1949, as amended, 40 U.S.C. 483(b)(1).

ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:

The primary uses of the records are (a) identification, assignment, and control of Bureau property; (b) assistance in locating carpools.

Disclosures outside of the Department of the Interior may be made (1) to the U.S. Department of Justice or in a proceeding before a court or adjudicative body when (a) the United States, the Department of the Interior, a component of the Department, or, when represented by the government, an employee of the Department is a party to litigation or anticipated litigation or has an interest in such litigation, and (b) the Department of the Interior determines that the disclosure is relevant or necessary to the litigation and is compatible with the purpose for which the records were compiled; (2) of information indicating a violation or potential violation of a statute, regulation, rule, order or license, to appropriate Federal, State, local or foreign agencies responsible for investigating or prosecuting the violation or for enforcing or implementing the statute, rule regulations, order or license; (3) to other Federal agencies for the purpose of collecting debts owed to the Federal government by administrative or salary offset, and (4) to a congressional office from the record of an individual in response to an inquiry that the individual has made to the congressional office.

DISCLOSURE TO CONSUMER REPORTING AGENCIES:

Disclosures pursuant to 5 U.S.C. 552a(b)(12). Pursuant to 5 U.S.C. 552a(b)(12), disclosures may be made to

a consumer reporting agency as defined in the Fair Credit Reporting Act (15 U.S.C. 1681a(f)) or the Federal Claims Collection Act of 1966 (31 U.S.C. 3701(a)(3)).

POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM:

STORAGE:

Maintained in manual form in file folders or card indexes, a limited quantity on computer tape.

RETRIEVABILITY:

Indexed by employee name or control number.

SAFEGUARDS:

Security will be provided to meet the requirements of 43 CFR 2.51 for manual records.

RETENTION AND DISPOSAL:

Property records are destroyed 3 years after files are closed. Disposition is in accordance with the Bureau Records Control Schedule, Appendix 10. Inventions files are destroyed 2 years after case is closed or patent awarded. Disposition is in accordance with the Bureau Records Control Schedule, Appendix 5.

SYSTEM MANAGER(S) AND ADDRESS:

Chief, Division of Property and General Services Bureau of Mines, 810 7th Street, NW., Washington, DC 20241.

NOTIFICATION PROCEDURE:

System Manager, or with respect to records maintained at field facilities, the administrative officer of the facility. A written and signed request stating that the requester seeks information concerning records pertaining to him/her is required. See 43 CFR 2.60.

RECORD ACCESS PROCEDURE:

A request for access may be addressed to the System Manager or, with respect to records maintained at field facilities, the administrative officer of the facility. The request must be in writing and signed by the requester. The request must meet the content requirements of 43 CFR 2.63.

CONTESTING RECORD PROCEDURES:

A petition for amendment shall be addressed to the System Manager and must meet the content requirements of 43 CFR 2.71.

RECORD SOURCE CATEGORIES:

Employees. Property control information required for accountability purposes.

INTERIOR/WMB-5

SYSTEM NAME:

Personnel Identification—Interior, Mines—5.

SYSTEM LOCATION:

(1) Bureau of Mines, U.S. Department of the Interior, 810 7th Street, NW., Washington, DC 20241. (2) All field facilities of the Bureau of Mines.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

All employees of the Bureau of Mines and contractor employees requiring access to Bureau facilities.

CATEGORIES OF RECORDS IN THE SYSTEM:

Records concerning identification and location of employees.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

5 U.S.C. 301, 3101; 43 U.S.C. 1457.

ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:

The primary uses of the records are (a) to provide identification cards to employees; (b) locator information provided for use by management to contact employees. Disclosures outside the Department of the Interior may be made (1) to the U.S. Department of Justice or in a proceeding before a court or adjudicative body when (a) the United States, the Department of the Interior, a component of the Department, or, when represented by the government, an employee of the Department is a party to litigation or anticipated litigation or has an interest in such litigation, and (b) the Department of the Interior determines that the disclosure is relevant or necessary to the litigation and is compatible with the purpose for which the records were compiled; (2) of information indicating a violation or potential violation of a statute, regulation, rule, order or license, to appropriate Federal, State, local or foreign agencies responsible for investigating or prosecuting the violation or for enforcing or implementing the statute, rule, regulation, order or license, and (3) to a congressional office from the record of an individual in response to an inquiry that the individual has made to the congressional office.

POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM:

STORAGE:

Card indexes, manually.

RETRIEVABILITY:

Indexed by employee name and identification card number.

SAFEGUARDS:

Security will be provided to meet requirements of 43 CFR 2.51 for manual records.

RETENTION AND DISPOSAL:

Destroyed 3 months after return of identification credential. Disposition is in accordance with the Bureau Records Control Schedule, Appendix 10.

SYSTEM MANAGER(S) AND ADDRESS:

Chief, Division of Property and General Services, Bureau of Mines, 810 7th Street, NW., Washington, DC 20241.

NOTIFICATION PROCEDURE:

System Manager, or with respect to records maintained at field facilities, the administrative officer of the facility. A written and signed request stating that the requester seeks information concerning records pertaining to him/her is required. See 43 CFR 2.60.

RECORD ACCESS PROCEDURES:

A request for access may be addressed to the System Manager or, with respect to records maintained at field facilities, the administrative officer of the facility. The request must meet the content requirements of 43 CFR 2.63.

CONTESTING RECORD PROCEDURES:

A petition for amendment shall be addressed to the System Manager and must meet the content requirements of 43 CFR 2.71.

RECORD SOURCE CATEGORIES:

Employees. Information necessary to prepare the identification card and locator index.

INTERIOR/WBM-6

SYSTEM NAME:

Safety Management Information System—Interior, Mines-6.

SYSTEM LOCATION:

(1) Bureau of Mines, U.S. Department of the Interior, 810 7th Street, NW., Washington, DC 20241. (2) All field and headquarters organizations of the Bureau of Mines retain copies of source documents.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

Employees, contractors, concessioners and public visitors to Bureau facilities who have been involved in an accident resulting in personal injury, illness, and/or property damage, or exposed to a health hazard.

CATEGORIES OF RECORDS IN THE SYSTEM:

Contains the name, social security number (employees only), occupation, date and location of accident; data elements about the accident for analytical purposes; and descriptive narrative concerning the reason for the loss producing event.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

(1) 5 U.S.C. 7901, (2) 28 U.S.C. 2671-2680, (3) 31 U.S.C. 3701, 3721, (4) Executive Order 12196, (5) 29 CFR Part 1960.

ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:

The primary uses of the automated and manual records are to (a) provide summary data of injury, illness, and property loss information to Bureau management in a number of formats for analytical purposes in establishing programs to reduce or eliminate loss producing problem areas, (b) provide listings of individual cases to Bureau management to ensure that accidents occurring are reported through the Bureau Safety Management Information System for forwarding to the Department of the Interior Safety Management Information System, and (c) adjudicate tort and employee claims. Disclosures outside the Bureau of Mines may be made: (1) To a Federal, State, or local government agency that has partial or complete jurisdiction over the claim or related claims; (2) to provide the Department of Labor through the Department of the Interior quarterly summary listings of fatalities and disabling injuries and illnesses in compliance with 29 CFR 1960.66-74; (3) to the U.S. Department of Justice or in a proceeding before a court or adjudicative body when (a) the United States, the Department of the Interior, a component of the Department, or when represented by the government, an employee of the Department is a party to litigation or anticipated litigation or has an interest in such litigation, and (b) the Department of the Interior determines that the disclosure is relevant to the litigation and is compatible with the purpose for which the records were compiled; (4) of information indicating a violation or potential violation of statute, regulation, rule, order, or license, to appropriate Federal, State, local, or foreign agencies responsible for investigating or prosecuting the violation or for enforcing or implementing the statute, rule, regulation, order, or license; and (5) to a congressional office from the record of an individual in response to an inquiry

the individual has made to the congressional office.

POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM:**STORAGE:**

(1) Automated records are maintained on flexible disks. (2) Source documents (manual records) are maintained at Bureau field and headquarters organizations from which the accident is reported. (3) Manual records are maintained in book format and/or file folders.

RETRIEVABILITY:

(1) Automated records are retrievable by name or document control number. (2) Manual records are retrievable by name or document control number.

SAFEGUARDS:

(1) Automated records are maintained with safeguards meeting the FIPS PUB 41, "Computer Security Guidelines for Implementing the Privacy Act of 1974." (2) Security is provided to meet the requirements of 43 CFR 2.51 for manual records.

RETENTION AND DISPOSAL:

(1) The retention and disposal determination for the automated records stored on flexible disks is found in WBM Records Schedule, Appendix (H) and (C)(2), and (D)(2). (2) Disposal determination for the manual records is found in GRS1, Item 31.

SYSTEM MANAGER(S) AND ADDRESS:

Chief, Branch of Safety and Security Management Staff, Bureau of Mines, 810 7th Street, NW., Washington, DC 20241.

NOTIFICATION PROCEDURE:

To determine whether automated and/or manual records are maintained on you in this system, write to the System Manager or field or headquarters organizations in which the source document pertaining to yourself would be filed. A written and signed request stating that the requestor seeks information concerning records pertaining to him/her is required. See 43 CFR 2.60.

RECORDS ACCESS PROCEDURES:

A request for access should be addressed to the System Manager or the field or headquarters organization in which the source document for the individual would be filed. Describe as specifically as possible the records sought. If copies are desired indicate the maximum you are willing to pay. See 43 CFR 2.63.

CONTESTING RECORD PROCEDURES:

To request correction or the removal of material from your file(s), write the System Manager. See 43 CFR 2.71.

RECORD SOURCE CATEGORIES:

Supervisor of employees involved in accidents. Investigative reports by supervisors, safety and health professionals, other management officials, or any combination thereof.

INTERIOR/WBM-7**SYSTEM NAME:**

Personnel Security Files—Interior. Mines—7.

SYSTEM LOCATION:

Bureau of Mines, Department of the Interior, 810 7th Street, NW., Washington, DC 20241.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

Bureau of Mines employees and contractors, and former employees and contractors whose duties have been designated Special-Sensitive, Critical-Sensitive and Noncritical-Sensitive for national security purposes and/or whose duties have been designated ADP Special-Sensitive, ADP Critical Sensitive, ADP Noncritical-Sensitive or ADP Non-Sensitive. Employees traveling to foreign countries. Employees new to Federal employment whose duties have been designated Non-Sensitive. Executive Reservists whose duties have been designated one of the above three sensitive categories.

CATEGORIES OF RECORDS IN THE SYSTEM:

Manual records contain copies of records for processing personnel security investigations. The following are representatives of system documentation but other manual records pertinent to employee position and level of clearance may be a part of the file. Manual records include copies of SF-85 or SF-86 and/or SF-171 supplied by the individual concerned as well as copies of letters of transmittal, etc., between the Bureau of Mines, the Office of Personnel Management, the FBI, etc., concerning the individual's security investigation. Further, contains a copy of certification of clearance status, SF-189, and a Termination of Clearance Statement signed by the individual as appropriate. For those designated Non-Sensitive, the file contains a record of an NACI or NACIC investigation, adjudication, and determination of suitability if appropriate. For employees traveling outside the country, forms DI-1911 and DI-1175 and a foreign travel briefing/debriefing statement are

maintained. Automated records contain files regarding employee names, social security numbers, organizations, investigation and classification status and action dates, employee position description requiring clearance; suspense files of all periodic/regular requirements, such as employee investigations, reinvestigations, briefings, debriefings, foreign travel, and records disposal. The above are representative of system documentation but other automated records pertinent to employee position and level of clearance may be part of the automated file.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

Executive Order 10450, as amended, Executive Order 11179, as amended, and Federal Personnel Management 732, as amended.

ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM INCLUDING CATEGORIES OF USERS AND THE PURPOSE OF SUCH USES:

The primary use of the automated and manual records is to identify individuals who have national security clearance and/or ADP access authorizations and their level of clearance. Disclosure outside the Department of the Interior may be made (1) to a Federal agency which has requested information relevant or necessary to its hiring or retention of an employee, or issuance of a security clearance, license, contract, grant or other benefit; (2) to Federal, State or local agencies where necessary to obtain information relevant to the hiring or retention of an employee, or the issuance of a security clearance, contract, license, grant or other benefit; (3) to the U.S. Department of Justice or in a proceeding before a court or adjudicative body when (a) the United States, the Department of the Interior, a component of the Department, or, when represented by the Government, an employee of the Department if a party to litigation or anticipated litigation or has an interest in such litigation, and (b) the Department of the Interior determines that the disclosure is relevant or necessary to the litigation and is compatible with the purpose for which the records were compiled; (4) of information indicating a violation or potential violation of a statute, regulation, rule, order or license, to appropriate Federal, State, local or foreign agencies responsible for investigating or prosecuting the violations or for enforcing or implementing the statute, rule, regulation, order or license; (5) to a congressional office from the record of an individual in response to an inquiry

the individual has made to the congressional office; (6) to the Office of Personnel Management for matters concerned with oversight activities necessary for the Office to carry out its legally authorized Governmentwide personnel management programs and functions.

POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM:

STORAGE:

(1) Automated records are maintained on flexible disks. (2) Source documents (manual records) are maintained in manual form in file folders.

RETRIEVABILITY:

(1) Automated records are retrievable by name and/or social security number. (2) Manual records are retrievable by name.

SAFEGUARDS:

(1) Automated records are maintained with safeguards meeting the FIPS PUB 41, "Computer Security Guidelines for Implementing the Privacy Act of 1974."

(2) Manual records are maintained in the same manner as defense classified material.

(3) Both automated and manual records are maintained in a safe having a three-position dial-type, manipulation proof, combination lock.

RETENTION AND DISPOSAL:

(1) The retention and disposal determination for the automated records stored on flexible disks is found in WBM Records Schedule, Appendix 1 (18)m. Automated records will be destroyed by erasure. (2) Manual records are held in active status until the individual is debriefed or terminated. Manual records are destroyed by fire, shredder, disintegrator or pulverizer not later than 5 years after separation or transfer of the individual or upon notification of death. The records disposal schedules applicable to these records are: Bureau of Mines Schedule, 435 WBM 2.1, Appendix 1(18) (f) and (h), and GRS 18, item 7.

SYSTEM MANAGER(S) AND ADDRESS:

Bureau Security Manager, Bureau of Mines, 810 7th Street, NW., Washington, DC 20241.

NOTIFICATION PROCEDURE:

To determine whether automated and/or manual records are maintained on you in this system, write to the System Manager. See 43 CFR 2.60.

RECORD ACCESS PROCEDURE:

A request for access should be addressed to the System Manager. A written and signed request stating that the requester seeks information concerning records pertaining to him/her is required. Describe as specifically as possible the record sought. If copies are desired, indicate the maximum you are willing to pay. See 43 CFR 2.63.

CONTESTING RECORD PROCEDURES:

To request correction or the removal of material from your files, write the System Manager. See 43 CFR 2.71.

RECORD SOURCE CATEGORIES:

Individual on whom the record is maintained as well as data furnished by other Federal agencies on the person concerned.

XII. Bureau Of Mines

A. Headquarters Office

U.S. Bureau of Mines, 810 7th Street, NW., Washington, DC 20241.

B. Research

Research Director, Albany Research Center, 1450 Queen Avenue SW., PO Box 70, Albany, OR 97321.

Research Director, Denver Research Center, Building 20, Denver Federal Center, Denver, CO 80225.

Research Director, Pittsburgh Research Center, Cochran's Mill Road, PO Box 18070, Pittsburgh, PA 15236.

Research Director, Rolla Research Center, PO Box 280, Rolla, MO 65401.

Research Director, Salt Lake City Research Center, 729 Arapahoe Drive, Salt Lake City, UT 84108.

Research Director, Spokane Research Center, E 315 Montgomery Avenue, Spokane, WA 99207.

Research Director, Tuscaloosa Research Center, PO Box L, University, AL 35486.

Research Director, Twin Cities Research Center, PO Box 1660, Twin Cities, MN 55111.

General Manager, Division of Helium Field Operations, 1100 South Fillmore, Amarillo, Texas 79101.

Plant Manager, Amarillo Helium Plant, 1100 South Fillmore, Amarillo, Texas 79101.

Plant Manager, Excell Helium Plant, Box 100, Masterson, Texas 79058.

Satanta Maintenance Station (Helium), PO Box 517, Satanta, KS 67870.

C. Information and Analysis

Chief, Intermountain Field Operations Center, Building 20, Denver Federal Center, Denver, CO 80225.

Chief, Minerals Availability Field Office, Building 53, Denver Federal Center, Denver, CO 80225.

Chief, Alaska Field Operations Center, 3301 C Street, Suite 525, Anchorage, AK 99503.

Chief, Western Field Operations Center, E. 315 Montgomery Avenue, Spokane, WA 99207.

D. Finance and Management

Chief, Branch of Procurement—Denver, Building 20, Denver Federal Center, Denver, CO 80225
 Chief, Branch of Personnel—Denver, Building 20, Denver Federal Center, Denver, CO 80225
 Chief, Branch of Property and General Services—Denver, Building 20, Denver Federal Center, Denver, CO 80225
 Chief, Division of Finance, Building 20, Denver Federal Center, Denver, CO 80225
 Chief, Division of Automatic Data Processing, Building 53, Denver Federal Center, Denver, CO 80225
 Chief, Branch of Production and Distribution, PO Box 18070, Cochran's Mill Road, Pittsburgh, PA 15236

E. Other Field Activities

Office of Equal Employment Opportunity, Western Area, Building 20, Denver Federal Center, Denver, CO 80225
 Office of Equal Employment Opportunity, Eastern Area, P.O. Box 18070, Cochran's Mill Road, Pittsburgh, PA 15236

[FR Doc. 92-7231 Filed 3-27-92; 8:45 am]

BILLING CODE 4310-53

Bureau of Land Management

[OR-013-02-4320-02: GP2-167]

Multiple Use Advisory Council; Meeting

AGENCY: U.S. Bureau of Land Management.

ACTION: Notice of advisory council meeting.

SUMMARY: The meeting is scheduled for Wednesday, April 22, 1992, of the Lakeview District Multiple Use Advisory Council. The meeting is open to the public and will begin at 10 a.m. in the Bureau of Land Management's Klamath Falls Resource Area conference room, located at 2795 Anderson Avenue, Building 25, Klamath Falls, Oregon. The purpose of the meeting is to update on the timber situation and Resource Management Plan.

DATES: April 22, 1992 10 a.m.

FOR FURTHER INFORMATION CONTACT: Judy Nelson, Lakeview District Office, 1000 South Ninth Street, Lakeview, Oregon 97630, (Telephone 503-947-2177).

Terry H. Sodorff,
 Associate District Manager.

[FR Doc. 92-7157 Filed 3-27-92; 8:45 am]

BILLING CODE 4310-33-M

National Park Service**Shiloh National Military Park, TN; Boundary Revision**

Public Law 53-12, (28 Stat. 597), dated December 27, 1894, established Shiloh National Military Park. Executive Order No. 6166, dated June 10, 1933, ordered transfer of jurisdiction to the Secretary of the Interior, to be effective August 10, 1933. Section 7(c)(ii) of the Land and Water Conservation Fund Act, as amended by the Act of June 10, 1977 (Pub. L. 95-42, 91 Stat. 210) and the Act of March 10, 1980 (Pub. L. 96-203, 94 Stat. 81) authorized the Secretary when necessary for preservation, protection, interpretation or management of a National Park System unit, to acquire land adjacent to park areas by donation, purchase with donated funds, transfer from another Federal agency or exchange.

Notice is given that the boundary of Shiloh National Military Park has been revised pursuant to the above-referenced Acts, to encompass lands as are depicted on the map entitled "Boundary Map—Shiloh National Military Park," dated August 1991 prepared by the Land Resources Division, Southeast Regional Office, National Park Service. The revision is to depict those lands donated to the United States of America, Department of the Interior for inclusion in the Shiloh National Military Park.

This map is on file and available for inspection in the Land Resources Division, Southeast Regional Office, National Park Service, 75 Spring Street, SW., Atlanta, Georgia 30303, and in the office of the National Park Service, Department of the Interior, Washington, DC 20013-7127.

Dated: September 17, 1991.

C.W. Ogle,
Acting Regional Director, Southeast Region, National Park Service.

Editorial note: This document was received at the Office of the Federal Register on March 25, 1992.

[FR Doc. 92-7242 Filed 3-30-92; 8:45 am]

BILLING CODE 4310-70-M

Yosemite National Park; Concession Contract Solicitation; Notice To Seek Prospective Concessioners, Phase One—Qualifying Process

SUMMARY: Yosemite National Park is seeking applicants to operate the park's principal hotel, food and merchandise concession. This is a fully competitive solicitation. This is Phase One of two phases. Phase One will be used to create a "short list" of applicants for Phase

Two. Applicants must qualify under Phase One to be eligible to compete in Phase Two. Phase Two is expected to be announced in June 1992. This notice is in accordance with 36 CFR 51.4 and the Concession Policy Act, PL 89-249.

SUPPLEMENTARY INFORMATION: The current concession contract involves more than \$80 million of annual sales in several operating locations in Yosemite National Park, California. The principle business is hotel services but includes extensive restaurant, grocery, gift, and recreation activities operated on a year around basis. The selected new concessioner will take over when the current contract expires in September 1993. The selection of the new concessioner will be done in a two phase process. The first phase is the subject of this announcement. This phase requires an application by letter that responds to questions posed in the Statement of Requirements—Phase One, which is available by writing or calling: National Park Service, Concession Program Management Division, Attention: Phase One, 600 Harrison Street, suite 600, San Francisco, CA 94107-1372, (415) 744-3981.

Applications will be accepted for SIXTY (60) days under the terms described in the Statement of Requirements—Phase One. The sixty (60) day application period will begin with the release for the Statement of Requirements—Phase One, which will occur shortly after the publication of this notice. Successful applicants under Phase One will be asked to make an extensive application under the Phase Two process which is expected to begin in June 1992. Final contracts are expected to be signed in early 1993 at the end of the selection process.

Dated: March 17, 1992.

Stanley T. Albright,
Regional Director, Western Region.

[FR Doc. 92-7194 Filed 3-27-92; 8:45 am]

BILLING CODE 4310-70-M

INTERSTATE COMMERCE COMMISSION

[No. MC-C-30194]

Association of Texas Warehousemen, et al.; Petition for Declaratory Order; Certain For-Hire Motor Carrier Transportation Within Texas

AGENCY: Interstate Commerce Commission.

ACTION: Institution of declaratory order proceeding.

SUMMARY: In response to a joint request by an association representing 40 Texas warehouses and 7 individual Texas warehouses, the Commission has instituted this declaratory order proceeding under 5 U.S.C. 554(e) to determine whether certain for-hire motor transportation movements of merchandise from Texas warehouses to points in Texas are in interstate commerce subject to this Commission's regulation rather than in interstate commerce subject to regulation by the Railroad Commission of Texas (RCT). An opportunity to participate in the proceeding is provided interested persons and their comments are invited.

DATES: Comments (original and 10 copies) must be filed by April 14, 1992 and concurrently served on petitioners' representative, the RCT, the Texas Department of Commerce, and the United States Departments of Justice and Transportation. Each comment must contain the basis for the party's position either in support or opposition to petitioners' position. No replies are permitted.

ADDRESSES: Send an original and 10 copies of all documents to:

Office of the Secretary, Case Control Branch, Attn: No. MC-C-30194, Interstate Commerce Commission, Washington, DC 20423.

In addition, concurrently send one copy to each of the following:

Petitioners' representative:

Kenneth R. Hoffman, 401 West 15th Street, suite 800, Austin, TX 78701-1665, (512) 478-5434; (512) 476-5431 (FAX).

Railroad Commission of Texas, Transportation/Gas Utilities Division, P.O. Drawer 12967, Capitol Station, Austin, TX 78711.

Executive Director, Texas Department of Commerce, P.O. Drawer 12728, Austin, TX 78711.

Paul M. Geier, Assistant General Counsel for Litigation, U.S. Department of Transportation, Room 4102, 400 7th Street, SW., Washington, DC 20590, (202) 366-4731.

Roger W. Fones, Transportation, Energy, and Agriculture Section, U.S. Department of Justice, 555 4th Street, NW., Washington, DC 20001, (202) 307-6351.

Robert Nicholson, Appellate Section, U.S. Department of Justice, Room 3224, Main Building, 11th Street & Constitution Avenue, NW., Washington, DC 20530, (202) 514-2489.

FOR FURTHER INFORMATION CONTACT:

Tom Dahl, (202) 927-5289 or Richard Felder, (202) 927-5610, [TDD for hearing impaired (202) 927-5721].

SUPPLEMENTARY INFORMATION: The Association of Texas Warehouses (ATW), representing 40 member Texas warehouse companies, and 7 individual

Texas warehouse companies¹ (collectively, petitioners) jointly requested the Commission to issue a declaratory order finding that certain for-hire motor transportation from their warehouses to other points in Texas is in interstate commerce. Each shipment reached the warehouse from outside the State of Texas by for-hire transportation. Various Commission proceedings previously have addressed this issue, but correspondence between ATW and RCT indicate that RCT is prepared to prosecute petitioners if they use carriers for the movements within Texas that do not hold authority from RCT.

The correspondence shows that RCT's auditing staff believes that the transportation will lose its interstate identity at the warehouses unless the shipment, is marked as destined for delivery to another Texas location. RCT believes that movements from the warehouses to points within Texas would be in intrastate commerce subject to RCT regulation. RCT has indicated that the shippers, carriers, and warehousemen could be liable for fines if they use carriers that are not certified by RCT under the circumstances set forth by petitioners.

Prior case law is not in accord with RCT's views. *See, e.g., Armstrong Inc.—Transportation Within Texas*, 2 I.C.C. 2d 63 (1986), *aff'd sub nom. Texas v. United States*, 866 F.2d 1546 (5th Cir. 1989); and *No. MC-C-30146, The May Department Stores Company and Volume Shoe Corporation—Petition for Declaratory Order—Transportation within Single State of Merchandise Imported by Water* (not printed), served June 15, 1990. In view of RCT's intentions to take enforcement action against petitioners and others, the Commission has determined that the petition discloses a controversy sufficient to warrant the institution of a proceeding under 5 U.S.C. 554(e). Because of the need for expeditious treatment and the apparent well-settled nature of the issue, only 15 days from publication of this notice will be allowed for comments to be filed, and no replies will be accepted.

Additional information is contained in the Commission's decision. To obtain a copy of the full decision, write to, call, or pick up in person from: Office of the Secretary, room 2215, Interstate Commerce Commission, Washington, DC 20423. Telephone: (202) 927-6331.

¹ Texas Cartage Warehouse, Inc.; Dallas Warehouse Company; Dry Storage Company of Texas; Fite Distribution Services Company; Stillwell Distribution, Inc., d/b/a Houston Distribution; Shippers Warehouse, Inc.; and Trammel Crow Distribution Corp.

[Assistance for the hearing impaired is available through TDD services: (202) 927-5721.]

Decided: March 26, 1992.

By the Commission, Joseph H. Dettmar, Acting Director, Office of Proceedings.

Sidney L. Strickland, Jr.,

Secretary.

[FR Doc. 92-7409 Filed 3-27-92; 8:45 am]

BILLING CODE 7025-01-M

[Docket No. AB-55 (Sub-No. 411X)]

CSX Transportation, Inc.—Abandonment Exemption—Floyd County, KY

AGENCY: Interstate Commerce Commission.

ACTION: Notice of Exemption.

SUMMARY: the Commission exempts from the prior approval requirements of 49 U.S.C. 10903, *et seq.*, the abandonment by CSX Transportation, Inc., of 2 miles of its Long Fork Subdivision between Valuation Station 0.00 at Salisbury and Valuation Station 103+88 at Spurlock in Floyd County, KY, subject to standard labor protective conditions.

DATES: Provided no formal expression of intent to file an offer of financial assistance has been received, this exemption will be effective on April 29, 1992. Formal expressions of intent to file an offer¹ of financial assistance under 49 CFR 1152.27(c)(2) must be filed by April 9, 1992, petitions to stay must be filed by April 14, 1992, and petitions for reconsideration must be filed by April 24, 1992. Requests for a public use condition must be filed by April 9, 1992.

ADDRESSES: Sending pleadings referring to Docket No. AB-55 (Sub-No. 411X) to:

(1) Office of the Secretary, Case Control Branch, Interstate Commerce Commission, Washington, DC 20423.

(2) Petitioner's representative: Charles M. Rosenberger, CSX Transportation, Inc., 500 Water Street, Jacksonville, FL 32202.

FOR FURTHER INFORMATION CONTACT:

Joseph H. Dettmar, (202) 927-5880. [TDD for hearing impaired: (202) 927-5721]

SUPPLEMENTARY INFORMATION:

Additional information is contained in the Commission's decision. To purchase a copy of the full decision, write to, call, or pick up in person from: Dynamic Concepts, Inc., room 2229, Interstate Commerce Commission Building.

¹ See *Exempt. of Rail Abandonment—Offers of Finan. Assist.* 4 I.C.C. 2d 184 (1987).

Washington, DC 20423. Telephone: (202) 289-4357/4359.

[Assistance for the hearing impaired is available through TDD services (202) 927-5721.]

Decided: March 23, 1992.

By the Commission, Chairman Philbin, Vice Chairman McDonald, Commissioners Simmons, Phillips, and Emmett.

Sidney L. Strickland, Jr.

Secretary.

[FR Doc. 92-7222 Filed 3-27-92; 8:45 am]

BILLING CODE 7035-01-M

DEPARTMENT OF LABOR

Office of the Secretary

Agency Recordkeeping/Reporting Requirements Under Review by the Office of Management and Budget (OMB)

Background

The Department of Labor, in carrying out its responsibilities under the Paperwork Reduction Act (44 U.S.C. chapter 35), considers comments on the reporting/recordkeeping requirements that will affect the public.

List of Recordkeeping/Reporting Requirements Under Review

As necessary, the Department of Labor will publish a list of the Agency recordkeeping/reporting requirements under review by the Office of

Management and Budget (OMB) since the last list was published. The list will have all entries grouped into new collections, revisions, extensions, or reinstatements. The Departmental Clearance Officer will, upon request, be able to advise members of the public of the nature of the particular submission they are interested in.

Each entry may contain the following information:

The Agency of the Department issuing this recordkeeping/reporting requirement. The title of the recordkeeping/reporting requirement. The OMB and/or Agency identification numbers, if applicable. How often the recordkeeping/reporting requirement is needed. Whether small businesses or organizations are affected. An estimate of the total number of hours needed to comply with the recordkeeping/reporting requirements and the average hours per respondent. The number of forms in the request for approval, if applicable. An abstract describing the need for and uses of the information collection.

Comments and Questions

Copies of the recordkeeping/reporting requirements may be obtained by calling the Departmental Clearance Officer, Kenneth A. Mills (202) 523-5095. Comments and questions about the items on this list should be directed to Mr. Mills, Office of Information Resources Management Policy, U.S.

Department of Labor, 200 Constitution Avenue, NW., room N-1301, Washington, DC 20210. Comments should also be sent to the Office of Information and Regulatory Affairs, Attn: OMB Desk Officer for (BLS/DM/ESA/ETA/OLMS/MSHA/OSHA/PWBA/VETS), Office of Management and Budget, room 3001, Washington, DC 20503 (202) 395-6880.

Any member of the public who wants to comment on recordkeeping/reporting requirements which have been submitted to OMB should advise Mr. Mills of this intent at the earliest possible date.

New

Employment and Training Administration

Reporting of Emergency Unemployment Compensation (EUC) Program
Weekly; Monthly; Quarterly
State or local governments
53 respondents
1,787 total hours
30 minutes per response

Allows for reporting under the Emergency Unemployment Compensation program to determine workload, allocations for administration and evaluation of program operation.

Revision

Bureau of Labor Statistics
Current Population Survey CATI/CAPI Overlap Sample

Form No.	Affected public	No. of respondents	Freq.	Ave. time per response
Revised.....	Households.....	2,150	4	0.1667 hours.

CPS with Debriefing: 14,334 total hours

The Current Population Survey (CPS) is a household sample survey that is the primary source of data on the growth of the labor force and on trends in employment and unemployment. The overlap sample will benchmark differences in labor force estimates between the current system and the proposed system.

Reinstatement

Mine Safety and Health Administration

Program to Prevent Smoking in Hazardous Areas

1219-0041

On occasion

Businesses and other for profit;
Small businesses or organizations
200 respondents; 30 minutes per response

100 total burden hours

Requires coal mine operators to develop programs to prevent persons from carrying smoking materials, matches, or lighter underground and to prevent smoking in hazardous areas, such as, in or around oil houses, explosives, etc. Mine operators are further required to submit the programs to MSHA for approval.

Escapeways and Escape Facilities

1219-0052

Weekly

Businesses or other for profit; small businesses or organizations

1,979 respondents

1 hour per response

148,029 total burden hours

Requires operators of underground coal mines to keep records of the results of mandatory weekly examinations of emergency escapeways. The records are

used to determine that the integrity of the escapeways is being maintained.

Ventilation System and Methane and Dust Control Plan

1219-0084

On occasion

Semi-annually

Businesses or other for profit; small businesses or organizations.

	No. of respondents	Time per response	Total burden hours
Active mines.	1,979	3 hours.....	11,874
New mines.	200	8 hours.....	1,600
Total burden.			13,474

Requires operators of underground coal mines to submit a detailed

ventilation system and methane and dust control plan and revisions thereof to MSHA for approval. The information is used to insure that a system is

developed and used that will effectively ventilate the mine.
Examinations and Tests of Electrical Equipment

1219-0067
On occasion
Businesses or other for-profit; small businesses or organizations

Reg section	Respondents	Frequency	Average time per response	Total
30 CFR 75.313-1 Recordkeeping	2,481	12 yearly	.50 hours	14,886
30 CFR 75.3113-1 Examination time	2,481	12 yearly	.50 hours	14,886
30 CFR 75.512-1 Recordkeeping	10,691	52 weeks	.50 hours	277,966
30 CFR 75.512-1 Examination time	30,331	52 weeks	.50 hours	788,606
30 CFR 75.502-1 Recordkeeping	38,241	12 yearly	.25 hours	144,723
30 CFR 75.502 Examination time	38,214	12 yearly	1 hour	1 458,892
75.800-4 and 77.800-2 (Surface) Recordkeeping	2,940	12 yearly	.25 hours	8,820
Examination	2,940	12 yearly	.50	17,640
75.800-4 and 77.800-2 (Underground) Recordkeeping	1,436	12 yearly	.25	4,308
Examination	1,436	12 months	.50	8,616
30 CFR 75.900-4 Recordkeeping	7,324	12 yearly	.50	43,944
Examination	7,324	12 yearly	1	87,888
30 CFR 75.900-2 Recordkeeping	1,082	12 yearly	.25	3,246
Examination	1,082	12 yearly	.50	6,492
75.1001-1(c) Recordkeeping	2,900	2 per year	.50	2,900
Examination	2,900	2 per year	1	5,800
Total burden hours				1,744,890

¹ 20% reduction due to certification.

Requires coal mine operators to frequently examine, test, and properly maintain all electrical equipment and to

keep records of the results of the examinations and tests.
Permissible Equipment Testing
1219-0066

On occasion
Businesses or other for-profit; small businesses or organizations

Reg section	Respondents	Average time per response	Total
30 CFR Part 15	2 applications	5 hours	10
30 CFR Part 18	449 applications	40 hours	17,960
30 CFR Part 19	41 simplified applications	20 hours	820
30 CFR Part 20	3 applications	18 hours	54
30 CFR Part 21	4 applications	10 hours	40
30 CFR Part 22	0 applications	0 hours	0
30 CFR Part 23	4 applications	14 hours	56
30 CFR Part 25	5 applications	17 hours	85
30 CFR Part 26	0 applications	0 hours	0
30 CFR Part 27	0 applications	0 hours	0
30 CFR Part 28	1 applications	20 hours	20
30 CFR Part 29	2 applications	19 hours	38
30 CFR Part 32	0 applications	0 hours	0
30 CFR Part 33	3 simplified applications	34 hours	102
30 CFR Part 35	7 applications	8 hours	56
30 CFR Part 36	2 applications	25 hours	50
SNAPS and SRAS	6 applications	43 hours	258
Total burden hours	1,028	2 hours	2,056
			20,785

Contains procedures by which manufacturers of mining equipment and components, material, instruments, and explosives may apply for, and have their products approved as permissible for use in mines.

Signed at Washington DC this 19th day of March, 1992.
Kenneth A. Mills,
Departmental Clearance Officer.
[FR Doc. 92-7240 Filed 3-27-92; 8:45 am]
BILLING CODE 4510-43-M

Glass Ceiling Commission; Establishment

In accordance with the provisions of the Federal Advisory Committee Act and the Civil Rights Act of 1991, the Secretary of Labor has established the Glass Ceiling Commission.

The Glass Ceiling Commission (Commission), shall:

- A. focus greater attention to the importance of eliminating artificial barriers to the advancement of women and minorities to management and decisionmaking positions in business, and promote work force diversity;
- B. study the manner in which business fills management and decisionmaking positions, the developmental and skill-enhancing practices used to foster the necessary qualifications for advancement into such positions, and the compensation programs and reward structures currently utilized in the workplace; and

C. facilitate, establish procedures, and make recommendations for the Frances Perkins-Elizabeth Hanford Dole National Award for Diversity and Excellence in American Executive Management.

In carrying out this change, the Commission will be responsible for the following functions:

A. Advancement Study—The Commission shall conduct a study of opportunities for, and artificial barriers to, the advancement of women and minorities to management and decisionmaking positions in business. In conducting the study, the Commission shall—

- 1. examine the preparedness of women and minorities to advance to management and decisionmaking positions in business;
- 2. examine the opportunities for women and minorities to advance to management and decisionmaking positions in business;
- 3. conduct basic research into the practice, policies, and manner in which management and decisionmaking positions in business are filled;
- 4. conduct comparative research of businesses and industries in which women and minorities are promoted to management and decisionmaking positions, and businesses and industries in which women and minorities are not promoted to management and decisionmaking positions;
- 5. compile a synthesis of available research on programs and practices that have successfully led to the advancement of women and minorities to management and decisionmaking positions, in business, including training programs, reward programs, employee benefit structures, and family leave policies; and
- 6. examine any other issues and information relating to the advancement of women and minorities to management and decisionmaking positions in business.

B. Report—No later than 15 months after the date of the enactment of this

Act (February 22, 1993), the Commission shall prepare and submit to the President and the appropriate committees of Congress a written report containing—

- 1. the findings and conclusions of the Commission resulting from the study conducted under subsection (a); and
- 2. recommendations based on the findings and conclusions described in paragraph 1 relating to the promotion of opportunities for, and elimination of artificial barriers to, the advancement of women and minorities to management and decisionmaking positions in business, including recommendations for—

(a) Policies and practices to fill vacancies at the management and decisionmaking levels;

(b) developmental practices and procedures to ensure that women and minorities have access to opportunities to gain the exposure, skills, and expertise necessary to assume management and decisionmaking positions;

(c) compensation programs and reward structures utilized to reward and retain key employees; and

(d) the use of enforcement (including such enforcement techniques and litigation, complaint investigations, compliance reviews, conciliation, administrative regulations, policy guidance, technical assistance, training, and public education) of Federal equal employment opportunity laws by Federal agencies as a means of eliminating artificial barriers to the advancement of women and minorities in employment.

C. Additional Study—The Commission may conduct such additional study of the advancement of women and minorities to management and decisionmaking positions in business as a majority of the members of the Commission determines to be necessary.

D. National Award—The Commission shall make recommendations to the President or his designated representative of businesses to receive the National Award for Diversity and Excellence in American Executive Management.

The Commission will require up to four years to carry out its assignment and will prepare a written report of its findings to the President and the relevant committees of Congress.

The Commission will function in accordance with the provisions of the Federal Advisory Committee Act. Its charter will be filed under the Act.

Interested persons are invited to submit comments regarding the establishment of the Commission. Such comments should be addressed to John

A. Schall, Chief of Staff, Office of the Secretary, U.S. Department of Labor, 200 Constitution Avenue, NW., Washington, DC 20210.

Signed at Washington, DC this 25th day of March, 1992.

Lynn Martin,
Secretary of Labor.

[FR Doc. 92-7239 Filed 3-27-92; 8:45 am]
BILLING CODE 4510-23-M

NATIONAL COMMISSION ON SEVERELY DISTRESSED PUBLIC HOUSING

Meeting Announcement

AGENCY: National Commission on Severely Distressed Public Housing.

ACTION: Notice of meeting.

SUMMARY: In accordance with the Federal Advisory Committee Act, Public Law 92-463, as amended, the National Commission on Severely Distressed Public Housing announces a forthcoming meeting of the Commission.

DATES: Thursday, April 2, 1992, Full Commission Meeting, 9 a.m.-5 p.m.

ADDRESSES: Capitol Hilton, 16th & K Streets, NW., Washington, DC.

FOR FURTHER INFORMATION CONTACT: Carmelita Pratt, Administrative Officer, The National Commission on Severely Distressed Public Housing, 1100 L Street, NW., #7121, Washington, DC 20005 (202) 275-6933.

Type of Meeting: Open.

Carmelita R. Pratt,
Administrative Officer.

[FR Doc. 92-7232 Filed 3-27-92; 8:45 am]

BILLING CODE 6820-07-M

NATIONAL SCIENCE FOUNDATION

Special Emphasis Panel in Chemical and Thermal Systems; Meeting

In accordance with the Federal Advisory Committee Act (Pub. L. 92-463, as amended), the National Science Foundation (NSF) announces the following meeting:

Name: Special Emphasis Panel in Chemical and Thermal Systems.

Date and Time: April 10, 1992; 8:30 a.m. to 5 p.m.

Place: NSF, rm. 1133, 1800 G St., NW., Washington, DC.

Agenda: Review and evaluate nominations for the NSF Young Investigator and Research Initiations Awards Programs.

Contact Person: Drs. Maria K. Burka & Farley Fisher, Program Directors (202) 357-9606.

Purpose of Meeting: To provide advice and recommendations to the Division of Chemical and Thermal Systems concerning proposals submitted to the Division for financial support.

Typ of Meeting: Closed.

Reason for Closing: The nominations and proposals being reviewed include information of a proprietary or confidential nature, including technical information; financial data, such as salaries; and personal information concerning individuals associated with the nominations and proposals. These matters are exempt under 5 U.S.C. 552b (c) (4) and (6) of the Government in the Sunshine Act.

Dated: March 24, 1992.

M. Rebecca Winkler,
Committee Management Officer.

[FR Doc. 92-7161 Filed 3-27-92; 8:45 am]

BILLING CODE 7555-01-M

The Subcommittees will then hear presentations by and hold discussions with representatives of the NRC staff, the nuclear industry, their respective consultants, and other interested persons regarding this review.

Further information regarding topics to be discussed, the scheduling of sessions open to the public, whether the meeting has been cancelled or rescheduled, the Chairman's ruling on requests for the opportunity to present oral statements and the time allotted thereof can be obtained by a prepaid telephone call to the Designated Federal Official, Mr. Dean Houston (telephone 301/492-9521) between 7:30 a.m. and 4:15 p.m. (EST). Persons planning to attend this meeting are urged to contact the above named individual one or two days before the scheduled meeting to be advised of any changes in schedule, etc., that may have occurred.

Dated: March 23, 1992.

Sam Duraiswamy,
Nuclear Reactor Branch.

[FR Doc. 92-7224 Filed 3-27-92; 8:45 am]

BILLING CODE 7590-01-M

NUCLEAR REGULATORY COMMISSION

Advisory Committee on Reactor Safeguards

Joint Meeting of the Subcommittees on Individual Plant Examinations/Severe Accidents

The ACRS Subcommittees on Individual Plant Examinations and Severe Accidents will hold a joint meeting on April 21, 1992, in room P-110, 7920 Norfolk Avenue, Bethesda, MD.

The entire meeting will be open to public attendance.

The agenda for the subject meeting shall be as follows:

Tuesday, April 21, 1992—8:30 a.m. until the conclusion of business

The Subcommittees will discuss the status of the Individual Plant Examination (IPE) program and the development of Severe Accident Management Guidelines.

Oral statements may be presented by member of the public with the concurrence of the Subcommittee Chairmen; written statements will be accepted and made available to the Committee. Recordings will be permitted only during those sessions of the meeting when a transcript is being kept, and questions may be asked only by members of the Subcommittees, their consultants, and staff. Persons desiring to make oral statements should notify the ACRS staff member named below as far in advance as is practicable so that appropriate arrangements can be made.

During the meeting, the Subcommittees, along with any of their consultants who may be present, may exchange preliminary views regarding matters to be considered during the balance of the meeting.

The application for the amendment complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in title 10 of the Code of Federal Regulations (10 CFR) chapter I, which are set forth in the license amendment.

Notice of Consideration of Issuance of Amendment and Proposed No Significant Hazards Consideration Determination and Opportunity for Hearing in connection with this action was published in the *Federal Register* on October 10, 1990, (55 FR 41280). On November 8, 1990, the Environmental and Resources Conservation Organization (ECO or the petitioner) filed a petition to intervene and a request for a hearing concerning SMUD's application for a possession only license. SMUD and NRC staff opposed this petition. Pursuant to the Commission's Order of January 30, 1991, the Atomic Safety and Licensing Board (Board) was appointed to rule on the petition. The Board afforded ECO an opportunity to reply to the SMUD and staff opposition filings; ECO did so in its March 4 and April 15, 1991, filings entitled "Further Amendment to Environmental and Resource Conservation Organization Request for Hearing and Petition to Intervene." In a Memorandum and Order dated May 1, 1991, the Board concluded that ECO might be able to demonstrate standing and directed ECO to file contentions by June 3, 1991. ECO filed its contentions on June 3 and 10, 1991. A prehearing conference about these contentions was held before the Board on June 25, 1991, in Bethesda, Maryland. In a Memorandum and Order dated July 1, 1991, LBP-91-30, the Board denied ECO's petition because the petitioner had failed to satisfy the Commission's regulations for contentions and had not established standing under the National Environmental Policy Act (NEPA) or the Atomic Energy Act (AEA). On July 16, 1991, ECO filed an appeal before the Commission. In a Memorandum and Order dated February 6, 1992, CLI-92-02, the Commission upheld the Board's July 1, 1991, ruling that ECO has failed to demonstrate that it has standing to challenge this possession only license amendment.

Further, the Commission has applied the standards of 10 CFR 50.92 and has made a final determination that the amendment involves no significant hazards consideration and that the facility can continue to be maintained

[Docket No. 50-312]

Sacramento Municipal Utility District; Issuance of Amendment To Facility Operating License and Final Determination of No Significant Hazards Consideration

The U.S. Nuclear Regulatory Commission (NRC or the Commission) is reissuing a notice which was published on March 24, 1992 (57 FR 10193) to include the license amendment which was inadvertently omitted.

The U.S. Nuclear Regulatory Commission (NRC or the Commission) has issued Amendment No. 117 to Facility Operating License No. DPR-54 to Sacramento Municipal Utility District (SMUD or the licensee). The amendment removes the licensee's authority to operate the Rancho Seco Nuclear Generating Station (the facility), located in Sacramento County, California, and modifies the license from a full-power operating license to a possession only license. The amendment is published herewith. This license amendment will become effective ten (10) working days after the date of publication in the *Federal Register* of the Notice of Issuance of this amendment. If during this period a motion for a stay is filed with the U.S. Court of Appeals, the date when this amendment becomes effective will automatically be extended an additional ten (10) working days to provide the court with time to review the matter.

by the licensee without endangering the health and safety of the public. The basis for this determination is contained in the safety evaluation related to this action.

Additionally, the Commission has determined that this amendment satisfies the criteria for categorical exclusion in accordance with 10 CFR 51.22. Therefore, pursuant to 10 CFR 51.22(b), no environmental impact statement or environmental assessment need be prepared for this amendment.

For further details with respect to the action see (1) the application for amendment dated April 26, 1990, (2) Amendment No. 117 to Facility Operating License No. DPR-54, (3) the Commission's related safety evaluation, and (4) Commission Memorandum and Order, CLI-92-02, dated February 6, 1992. All of these items are available for public inspection at the Commission's Public Document Room, 2120 L Street, NW, Washington, DC, and the Martin Luther King Regional Library, 7340 24th Street Bypass, Sacramento, California 95822. A copy of items (2), (3), and (4) may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, DC 20555, Attention: Acting Associate Director, for Advanced Reactors.

Dated at Rockville, Maryland this 17th day of March 1992.

For the Nuclear Regulatory Commission,
Richard F. Dudley, Jr.,

*Acting Director, Non-Power reactors,
Decommissioning and Environmental Project
Directorate Division of Advanced Reactors
and Special Projects, Office of Nuclear
Reactor Regulation.*

**Rancho Seco Nuclear Generating Station;
Amendment to Facility Operating License**

[Amendment No. 117; License No. DPR-54]

1. The U.S. Nuclear Regulatory Commission (the Commission) has found that:

A. The application for amendment filed by Sacramento Municipal Utility District (the licensee), dated April 26, 1990, complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations as set forth in 10 CFR chapter I;

B. The facility will be maintained in conformity with the application, the provisions of the Act, and the rules and regulations of the Commission;

C. There is reasonable assurance (i) that the activities authorized by this amendment can be conducted without endangering the health and safety of the public, and (ii) that such activities will be conducted in compliance with the Commission's regulations;

D. The issuance of this amendment will not be inimical to the common defense and security or to the health and safety of the public; and

E. The issuance of this amendment is in accordance with 10 CFR part 51 of the Commission's regulations, and all applicable requirements have been satisfied.

2. Accordingly, Facility Operating License No. DPR-54 is hereby amended by revising the indicated paragraphs as follows:

Paragraph 2.B. should be revised as follows:

B. Subject to the conditions and requirements incorporated herein, the Commission hereby licenses the Sacramento Municipal Utility District

(1) Pursuant to section 104b of the Act and 10 CFR part 50, "Domestic Licensing of Production and Utilization Facilities," to possess but not operate the facility at the designated location in Sacramento County, California, in accordance with the procedures and limitations set forth in this license;

(2) Pursuant to the Act and 10 CFR parts 30, 40 and 70, to receive, possess, and use at any time any byproduct, source, and special nuclear material as sealed neutron sources, sealed sources for reactor instrumentation and radiation monitoring equipment, calibration, and as fission detectors in amounts as previously required for reactor operation; and to possess but not to use special nuclear material previously received as reactor fuel;

(3) Pursuant to the Act and 10 CFR part 30, to receive, possess, and use at any time 100 millicuries each of any byproduct material, with restriction to chemical or physical form, for sample analysis or instrument calibration;

(4) Pursuant to the Act and 10 CFR parts 40 and 70, to receive, possess, and use at any time 100 milligrams each of any source or special nuclear material, without restriction to chemical or physical form, for sample analysis or instrument calibration;

(5) Pursuant to the Act and 10 CFR parts 30 and 70, to possess, but not separate, such byproduct and special nuclear materials as were produced by the previous operation of the facility.

Revise paragraphs 2.C.(1) and 2.C.(2) as follows:

(1) Maximum Power

The licensee is not authorized to operate the reactor.

(2) Technical Specifications

The Technical Specifications contained in Appendices A and B, as revised through Amendment No. 117, are hereby incorporated in the license. The licensee shall maintain the facility in accordance with the Technical Specifications.

Delete paragraphs 2.C.(8), 2.C.(9), and 2.C.(11) in their entirety.

Add new paragraph 2.C.(13) to read as follows:

(3) Confirmatory Order

The movement of nuclear fuel into the Reactor Building is prohibited without prior NRC approval.

3. This license amendment will become effective ten (10) working days after the date of publication in the *Federal Register* of the Notice of Issuance of this amendment. If during this period a motion for a stay is filed with the U.S. Court of Appeals, the date when this amendment becomes effective will

automatically be extended an additional ten (10) working days to provide the court with time to review the matter.

Date of Issuance: March 17, 1992.

For the Nuclear Commission.

Dennis M. Crutchfield,

Acting Associate Director for Advanced Reactors, Office of Nuclear Reactor Regulation.

[FR Doc. 92-7222 Filed 3-27-92; 8:45 am]

BILLING CODE 7590-01-M

NUCLEAR WASTE TECHNICAL REVIEW BOARD

EBS Panel Meeting

Pursuant to the Nuclear Waste Technical Review Board's (the Board) authority under section 5051 of the Nuclear Waste Policy Amendments Act of 1987 (Pub. Law 100-203), the Board's Panel on the Engineered Barrier System (EBS Panel) will hold a meeting May 11, 1992, at the Tower Inn, 1515 George Washington Way, Richland, Washington 99352; (509) 946-4121.

The primary purpose of this meeting is to give the panel members insight into the status of and plans for defense high-level waste located at the Department of Energy's (DOE) Hanford Site. The panel has invited representatives of the DOE and its contractors to brief members on defense high-level waste management operations at Hanford, including plans for high-level waste vitrification. Other topics of interest to panel members may also be discussed at the meeting.

The meeting, which will begin in the morning, is anticipated to last the entire day. Exact times will be published in a forthcoming press release. The public is welcome to attend the meeting.

Transcripts of the meeting will be available on a library-loan basis from Ms. Davonya Barnes beginning July 13, 1992.

In 1987, Congress established the Board to evaluate the technical and scientific validity of activities undertaken by the U.S. Department of Energy (DOE) under the Nuclear Waste Policy Act of 1982, as amended. Such activities include characterization of Yucca Mountain, Nevada, to determine its suitability as a potential site for the nation's first permanent repository for spent nuclear fuel and defense high-level waste. Some of this high-level waste will come from the Hanford Site.

For further information, contact Paula N. Alford, Director, External Affairs, 1100 Wilson Boulevard, suite 910, Arlington, Virginia 22209; (703) 235-4473.

Dated: March 24, 1992.

William D. Barnard,

Executive Director, Nuclear Waste Technical Review Board.

[FR Doc. 92-7200 Filed 3-27-92; 8:45 am]

BILLING CODE 6820-AM-M

EBS Panel Meeting

Pursuant to the Nuclear Waste Technical Review Board's (the Board) authority under section 5051 of the Nuclear Waste Policy Amendments Act of 1987 (Public Law 100-203), the Board's Panel on the Engineered Barrier System (EBS Panel) will hold a meeting May 13, 1992, at the Shilo Inn, 780 Lindsay Boulevard, Idaho Falls, Idaho 83402; (208) 523-0088.

The primary purpose of the meeting is to give the panel insight into the status of and plans for defense high-level waste located at the Department of Energy's (DOE) Idaho National Engineering Laboratory (INEL). The panel has invited representatives of the DOE and its contractors to brief members on defense high-level waste operations at the INEL, including plans for high-level waste immobilization. Other topics of interest to EBS Panel members may also be discussed at the meeting.

The meeting, which is anticipated to begin at 1 p.m., will last the entire afternoon. The public is welcome to attend. Exact times will be published in a forthcoming press release. Transcripts of the meeting will be available on a library-loan basis from Ms. Davonya Barnes beginning July 15, 1992.

In 1987, Congress established the Board to evaluate the technical and scientific validity of activities undertaken by the U.S. Department of Energy (DOE) under the Nuclear Waste Policy Act of 1982, as amended. Such activities include characterization of Yucca Mountain, Nevada, to determine its suitability as a potential site for the nation's first permanent repository for spent nuclear fuel and defense high-level waste. Some of this high-level waste will probably come from the INEL.

For further information, contact Paula N. Alford, Director, External Affairs, 1100 Wilson Boulevard, suite 910, Arlington, Virginia 22209; (703) 235-4473.

Dated: March 24, 1992.

William D. Barnard,

Executive Director, Nuclear Waste Technical Review Board.

[FR Doc. 92-7201 Filed 3-27-92; 8:45 am]

BILLING CODE 6820-AM-M

OFFICE OF PERSONNEL MANAGEMENT

Director's Advisory Committee on Law Enforcement and Protective Occupations

AGENCY: Office of Personnel Management.

ACTION: Notice of open meetings.

SUMMARY: According to the provisions of section 10 of the Federal Advisory Committee Act (Pub. L. 92-463), notice is hereby given that the fifth and sixth meetings of the Director's Advisory Committee on Law Enforcement and Protective Occupations will be held at the times and places shown below:

DATES:

April 13, 1992, 2 p.m., Capital Hilton (South American Room), 1006 16th Street, NW., Washington, DC

April 30, 1992, 2 p.m., Sheraton Washington (Delaware Room), 2660 Woodley Road at Connecticut Avenue, NW., Washington, DC

AGENDA: The focus of the April 13th meeting will be to discuss basic pay for law enforcement work. The focus of the April 30th meeting will be to discuss overtime and other premium pay for law enforcement work.

FOR FURTHER INFORMATION CONTACT:

Phyllis G. Foley, Director, Law Enforcement and Protective Occupations Task Force, Office of Compensation Policy, Personnel Systems and Oversight Group, Office of Personnel Management, room 7H30, 1900 E Street, NW., Washington, DC 20415.

SUPPLEMENTARY INFORMATION: The meetings are open to the public. If time permits, an opportunity will be provided for members of the public in attendance at the meetings to provide their views. Persons wishing to address the Advisory Committee orally at the meetings should submit a written request no later than the close of business on April 6, 1992, for the April 13th meeting and the close of business on April 23, 1992, for the meeting on April 30, 1992. The request must include the name and address of the person wishing to appear, the capacity in which the appearance will be made, a short summary of the intended presentation, and the amount of time desired.

Office of Personnel Management.

Constance Berry Newman,

Director.

[FR Doc. 92-7182 Filed 3-27-92; 8:45 am]

BILLING CODE 6825-01-M

SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-30506; File No. SR-NASD-90-53 as Amended]

Self-Regulatory Organizations; National Association of Securities Dealers, Inc.; Order Approving Amended Proposed Rule Change Relating to Retention of Jurisdiction and Conforming Changes to the Rules of Fair Practice

March 23, 1992.

On October 16, 1990, the National Association of Securities Dealers, Inc. ('NASD') submitted a proposed rule change ¹ pursuant to section 19(b)(1) of the Securities Exchange Act of 1934 ("Act") ² and Rule 19b-4 ³ thereunder and Amendments Nos. 1, 2, 3, 4, 5 and 6 on November 12, 1990, November 1, 1991, December 6, 1991, December 10, 1991, January 22, 1992 and February 28, 1992, respectively, to amend Article III, section 5 and Article IV, sections 3 and 4 of the NASD By-Laws, and Article IV, section 5 of the NASD Rules of Fair Practice ⁴ to retain jurisdiction over member firms and associated persons for two years from the date of resignation, cancellation or revocation of membership or the termination or revocation of an associated person's registration. ⁵ The NASD has requested that the rule go into effect on April 15, 1992, allowing time for the NASD to inform members of the rule's approval in the April Notice to Members. ⁵

Notice of the original filing was given in Securities Exchange Act Release No. 28657 (November 29, 1990), 55 FR 50432 (December 6, 1990) ("original proposal"). The Commission received no comment letters on the proposed rule change. In response to comments from the Commission, the NASD amended the proposed rule change. Notice of the amended proposal was given by the issuance of the Commission release (Securities Exchange Act Release No. 30266, January 17, 1992) and by publication in the *Federal Register* (57

¹ The NASD, in response to comments from the Commission, amended the proposed rule change that was published for comment in the *Federal Register*, 55 FR 50432 (December 6, 1990). See letter to Frank J. Wilson, Executive Vice President and General Counsel, NASD, from Kathryn V. Natale, Assistant Director, SEC, dated September 13, 1991.

² 15 U.S.C. 78s(b)(1) (1988).

³ 17 CFR 240.19b-4 (1991).

⁴ In response to a request for partial approval, the SEC approved the proposed amendments to Article V, sections 1 and 3 of the Rules of Fair Practice originally filed with the SEC in SR-NASD-90-53. See Securities Exchange Act Release No. 29893 (November 1, 1991), 56 FR 57028 (November 7, 1991).

⁵ See Amendment No. 6.

FR 3235, January 28, 1992.)⁶ The Commission received no comment letters on the proposed rule change as amended.

I. Background

The NASD submitted the original proposal (SR-NASD-90-53) to amend the NASD By-Laws and Rules of Fair Practice to, among other things, codify procedures currently employed by the NASD in processing terminations of associated persons and cancellations and revocations of member firms. A significant aspect of the proposed procedures to be codified by the NASD was the practice of placing a hold on the effectiveness of the resignation of the membership of a member firm or the termination of the registration of an associated person if the NASD was aware at the time, or was investigating potential violations of its rules or the federal securities laws by the firm or person. The NASD also proposed to codify its practice of retroactively placing a hold on the resignations of membership or terminations of registration when it becomes aware of matters after the termination has been allowed to take effect which would have resulted in a hold at the time the documents were filed.⁷

The rule filing also proposed amending the By-Laws to provide that the NASD would continue to retain jurisdiction over a member firm whose membership was cancelled or revoked and an associated person whose registration was revoked, until the NASD resolved its inquiry. The proposed rule change was intended to

⁶ On December 6, 1991, the NASD filed Amendment No. 3 which set forth the member vote for the amended proposed rule change. On December 10, 1991, the NASD filed Amendment No. 4 which makes technical changes to Amendment No. 2. On January 22, 1992, the NASD filed Amendment No. 5 which indicated that any person currently subject to a hold under the NASD's existing practice will have the termination of his registration take effect on the effective date of the proposed rule change. The NASD will then have two years from that date to file a complaint pursuant to the provisions of the proposed rule change. On February 28, 1992, the NASD filed Amendment No. 6 which indicated that the NASD intends to make the proposed rule change effective on April 15, 1992. These amendments, as well as all other amendments, are available for inspection and copying in the Public Reference Room.

⁷ Under the current provisions of the By-Laws, the NASD has one year from the effective date of the filing of a resignation of membership or a termination of registration to file a complaint for any actionable misconduct that occurred prior to the resignation by the member or termination by the associated person. If the NASD is not aware of misconduct by an associated person at the time a termination takes effect, the time period for filing a complaint could run before action is taken. It is for this reason that the NASD currently holds resignations and terminations retroactively.

address the situation under the current provisions where the NASD retains jurisdiction over a member who has resigned or an associated person who has terminated his registration, but loses jurisdiction over a member whose membership was cancelled or revoked and an associated person whose registration was revoked.

II. Discussion

The NASD subsequently amended the proposed rule change to substitute a fixed two-year jurisdictional period for the proposal to codify the practice of holding the effectiveness of resignations and terminations ("amended proposal").⁸ In order to maintain the fairness and effectiveness of the NASD's disciplinary system, the NASD's current one-year time period for retaining jurisdiction to file a complaint was extended to a fixed two-year period from the effective date of resignation or termination or from the date of the NASD's revocation or cancellation of a member or associated person. The amended proposal will eliminate the need for the NASD to hold the effectiveness of resignations and terminations and to issue letter notices in connection therewith. Such a fixed two-year time limit will be less intrusive than the current indefinite and potentially unlimited hold process, and should allow sufficient time to bring virtually all disciplinary actions.

With respect to associated persons, the NASD is also proposing that a person whose association with a member has been terminated, who is no longer associated with any member of the Corporation, or who has had his registration revoked, remains subject to the filing of a complaint, if while subject to the Corporation's jurisdiction, such person fails to provide information requested by the Corporation pursuant to Article IV, section 5 of the NASD's Rules of Fair Practice.⁹ In addition, the

⁸ See Securities Exchange Act Release No. 30266 (January 17, 1992), 57 FR 3235 (January 28, 1992).

⁹ The amended proposal also allows the NASD to require persons no longer associated with a member but subject to the Corporation's jurisdiction to report, either informally or on the record, orally or in writing with regard to any matter involved in any investigation or hearing to investigate the books, records and accounts of any person with relation to any matter involved in any investigation or hearing. No member or person shall fail to make any report as required in this section, or fail to permit any inspection of books, records and accounts as may be validly called for under section 5. In addition, the proposal provides that any notice requiring an oral or written report or calling for an inspection of books, records and accounts pursuant to section 5 shall be deemed to have been received by the member or person to whom it is directed by the mailing thereof to the last known address of the member or person as reflected on the Corporation's records.

NASD is also proposing that the two-year period commence from the date of the filing of the last amendment to a person's Form U-5 that is filed within the two-year period. This will address the situation of a routine Form U-5 being filed at the time of termination followed by a subsequent amendment disclosing potential violations which would require an investigation. Running the two-year period from the time the last Form U-5 amendment is filed, so long as it is filed within the initial two-year period, will prevent a person from avoiding potential disciplinary action through his own active concealment or the dilatory conduct of others.¹⁰ Moreover, because members are required to send any amended form U-5 to the terminated person, he or she will have notice of the time from which the two-year period will run. The NASD also noted that the two-year limit would be consistent with current rules which permit a person to become associated with another member without the need to requalify by examination up to two years from his date of termination.

The Commission believes that the proposed rule change as amended will help the NASD achieve its regulatory duties in a fair and efficient manner and will provide a clear workable standard. By extending the jurisdictional period to a fixed two-year period, the NASD is giving unambiguous notice to its members of the requirements of the rule. In addition, by allowing the NASD to require persons no longer associated with a member but still subject to NASD jurisdiction to provide information validly called for under Article IV, section 5 the NASD will be better able to protect investors and the public interest and discipline members and associated persons for violations of the securities laws. Also, because persons are under a continuing obligation to update information on the U-4 as changes occur and while subject to the NASD's jurisdiction, it is fair and reasonable to deem a notice received by the person or member if delivered to the last known address.¹¹

The Commission finds that the proposed rule change is consistent with the requirements of the Act and the

¹⁰ If a person's Form U-5 is amended on the last day of the two year period, the NASD will retain jurisdiction for a total of four years after the effective date of the person's termination.

¹¹ NASD By-Laws, Article IV, section 2(a)(3)(c) states that "(e) every application for registration filed with the Corporation shall be kept current at all times by supplementary amendments to the original application." In addition, the U-4 specifically states "(a) an applicant is under a continuing obligation to update information required by Form U-4 as changes occur."

rules and regulations thereunder applicable to the NASD and, in particular, the requirements of section 15A and the rules and regulations thereunder. Specifically, the Commission believes that the proposed rule change is consistent with sections 15A(b)(6), (7) and (8) of the Act. In pertinent part, these Sections of the Act mandate that the rules of a national securities association be designed to protect investors and the public interest, provide for the disciplining of members and associated persons for violations of the securities laws, the rules and regulations thereunder, or the Association's rules, and provide a fair procedure for conducting disciplinary proceedings.¹²

It is Therefore Ordered, Pursuant to section 19(b)(2) of the Act, that the above-mentioned proposed rule change be, and hereby is, approved and will take effect on April 15, 1992.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority, 17 CFR 200.30-3(a)(12).

Margaret H. McFarland,
Deputy Secretary.

[FR Doc. 92-7174 Filed 3-27-92; 8:45 am]

BILLING CODE 8010-01-M

Issuer Delisting; Application To Withdraw From Listing and Registration; (Magma Copper Company, Subordinated Reset Debentures Due 2001) File No. 1-10122

March 24, 1992.

Magma Copper Company ("Company") has filed an application with the Securities and Exchange Commission ("Commission"), pursuant to section 12(d) of the Securities Exchange Act of 1934 ("Act") and rule 12d2-2(d) promulgated thereunder, to withdraw the above specified securities from listing and registration on the American Stock Exchange, Inc. ("Amex").

The reasons alleged in the application for withdrawing this security from listing and registration include the following:

¹² Specifically, section 15A(b)(6) provides, among other things, that "[t]he rules of the association are designed * * * in general, to protect investors and the public interest * * *." Section 15A(b)(7) provides, among other things, that "[t]he rules of the association provide that * * * its members and persons associated with its members shall be appropriately disciplined for violation of any provisions of this title, the rules or regulations thereunder * * * or the rules of the association * * *."

Section 15A(b)(8) provides, among other things, that "[t]he rules of the association * * * in general, provide a fair procedure for the disciplining of members and persons associated with members

In making the decision to withdraw the Debentures from listing on the Amex, the Company considered the direct and indirect costs and expenses of maintaining the listing of the Debentures on the Amex or of listing the Debentures on another exchange, the number record holders of the Debentures, the availability of market makers for the Debentures and the fact that the Company's other debt securities (its 12% Senior Subordinated Notes due December 15, 2001, and its 11 1/4% Senior Subordinated Notes due December 15, 2002) are not so listed. Based upon these factors, the Company does not believe that the listing of the Debentures on an exchange offers any particular advantage to the holders of the Debentures.

Any interested person may, on or before April 14, 1992, submit by letter to the Secretary of the Securities and Exchange Commission, 450 Fifth Street, NW., Washington, DC 20549, facts bearing upon whether the application has been made in accordance with the rules of the exchanges and what terms, if any, should be imposed by the Commission for the protection of investors. The Commission, based on the information submitted to it, will issue an order granting the application after the date mentioned above, unless the Commission determines to order a hearing on the matter.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.

Jonathan G. Katz,
Secretary.

[FR Doc. 92-7175 Filed 3-27-92; 8:45 am]

BILLING CODE 8010-01-M

Issuer Delisting; Application To Withdraw From Listing and Registration; (OMI Corp., Common Stock, \$.50 Par Value) File No. 1-10164

March 24, 1992.

OMI Corp. ("Company") has filed an application with the Securities and Exchange Commission ("Commission"), pursuant to section 12(d) of the Securities Exchange Act of 1934 ("Act") and rule 12d2-2(d) promulgated thereunder, to withdraw the above specified security from listing and registration on the American Stock Exchange, Inc. ("Amex").

The reasons alleged in the application for withdrawing this security from listing and registration include the following:

In addition to being listed on the Amex, the Company's common stock is listed on the New York Stock Exchange.

Inc. ("NYSE"). The Company's stock commenced trading on the NYSE at the opening of business on March 13, 1992 and concurrently therewith such stock was suspended from trading on the Amex.

In making the decision to withdraw its common stock from listing on the Amex, the Company considered the direct and indirect costs and expenses attendant on maintaining the dual listing of its common stock on the NYSE and on the Amex. The Company does not see any particular advantage in the dual trading of its stock and believes that dual listing would fragment the market for its common stock.

Any interested person may, on or before April 14, 1992 submit by letter to the Secretary of the Securities and Exchange Commission, 450 Fifth Street, NW., Washington, DC 20549, facts bearing upon whether the application has been made in accordance with the rules of the exchanges and what terms, if any, should be imposed by the Commission for the protection of investors. The Commission, based on the information submitted to it, will issue an order granting the application after the date mentioned above, unless the Commission determines to order a hearing on the matter.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.

Jonathan G. Katz,
Secretary.

[FR Doc. 92-7176 Filed 3-27-92; 8:45 am]

BILLING CODE 8010-01-M

[Rel. No. IC-18625; 811-6088]

Salomon Brothers Institutional Series Funds Inc; Application

March 23, 1992.

AGENCY: Securities and Exchange Commission ("SEC" or "Commission").

ACTION: Notice of application for deregistration under the Investment Company Act of 1940 (the "Act").

APPLICANT: Salomon Brothers Institutional Series Funds Inc.

RELEVANT ACT SECTIONS: Section 8(f).

SUMMARY OF APPLICATION: Applicant seeks an order declaring that it has ceased to be an investment company.

FILING DATE: The application was filed on January 29, 1992.

HEARING OR NOTIFICATION OF HEARING: An order granting the application will be issued unless the SEC orders a hearing. Interested persons may request a hearing by writing to the SEC's

Secretary and serving applicant with a copy of the request, personally or by mail. Hearing requests should be received by the SEC by 5:30 p.m. on April 17, 1992, and should be accompanied by proof of service on applicant in the form of an affidavit or, for lawyers, a certificate of service. Hearing requests should state the nature of the writer's interest, the reason for the request, and the issues contested. Persons who wish to be notified of a hearing may request notification by writing to the SEC's Secretary.

ADDRESSES: Secretary, SEC, 450 5th Street, NW., Washington, DC 20549. Applicant, Seven World Trade Center, New York, New York 10048.

FOR FURTHER INFORMATION CONTACT: James M. Curtis, Staff Attorney, at (202) 504-2406, or Nancy M. Rappa, Branch Chief, at (202) 272-3030 (Office of Investment Company Regulation, Division of Investment Management).

SUPPLEMENTARY INFORMATION: The following is a summary of the application. The complete application may be obtained for a fee at the SEC's Public Reference Branch.

Applicant's Representations

1. Applicant is an open-end diversified management investment company that is organized as a corporation under the laws of Maryland. On April 18, 1990, applicant registered under the Act and filed a registration statement pursuant to section 8(b) of the Act. Applicant also filed a registration statement under the Securities Act of 1933 to register an indefinite number of shares of applicant's common stock. Applicant's registration statement was declared effective on October 2, 1990, but applicant made no initial public offering.

2. On September 26, 1990, applicant sold 100,000 of its shares to Salomon Brothers Asset Management Inc ("Asset Management") for an aggregate price of \$100,000.

3. On January 24, 1992, Asset Management, applicant's sole shareholder, redeemed its entire holding in applicant for \$99,037.86.

4. Applicant retains no securityholders, assets, or liabilities. Applicant is not a party to any litigation or administrative proceeding. Applicant is not now engaged in, nor does it intend to engage in, any business activities other than those necessary for the winding up of its affairs.

5. Applicant filed Articles of Dissolution with the Maryland State Department of Assessments and Taxation on February 25, 1992, and such

Articles of Dissolution became effective on March 13, 1992.¹

Margaret H. McFarland,

Deputy Secretary.

[FR Doc. 92-7177 Filed 3-27-92; 8:45 am]

BILLING CODE 8010-01-M

[Release No. IC-18619; 812-7758]

SunAmerica Capital Appreciation Fund, Inc., et al.; Application

March 20, 1992.

AGENCY: Securities and Exchange Commission ("SEC").

ACTION: Notice of application for order amending prior Order under the Investment Company Act of 1940 ("1940 Act").

APPLICANTS: SunAmerica Capital Appreciation Fund, Inc. (formerly Integrated Capital Appreciation Fund, Inc.) (the "Fund"), SunAmerica Cash Fund, SunAmerica Equity Portfolios, SunAmerica Income Portfolios, SunAmerica Money Market Securities, Inc. SunAmerica Multi-Asset Portfolios, Inc., SunAmerica Tax Free Portfolios, Home Investors Government Income Fund, Inc., SunAmerica Fund Group, Wellington Management Company, SunAmerica Asset Management Corp. ("SAAMCo"), and SunAmerica Capital Services, Inc. ("SACS").

RELEVANT 1940 ACT SECTIONS:

Exemption requested under section 6(c) of the 1940 Act from sections 2(a)(32), 2(a)(35), 22(c) and 22(d) of the 1940 Act and Rule 22c-1 thereunder.

SUMMARY OF APPLICATION: Applicants seek an order amending an existing exemptive order dated June 14, 1985 (Investment Company Act Release No. 14577) (the "Existing Order") that permits the imposition and waiver of a contingent deferred sales charge on certain redemptions of the Fund's shares. The requested amended order would permit the investment company Applicants (the "Applicant Funds") and registered investment companies that may be established in the future for which SAAMCo serves as investment adviser, SACS serves as distributor, and which are sold on terms that are essentially identical to those of the Fund (collectively, the "SunAmerica Funds") to impose (and waive in certain cases) a contingent deferred sales charge that would be identical to the CDSC for the Fund.

FILING DATES: The application was filed on July 22, 1991, and an amended and

restated application was filed on January 21, 1992.

HEARING OR NOTIFICATION OF HEARING: An order granting the application will be issued unless the SEC orders a hearing. Interested persons may request a hearing by writing to the SEC's Secretary and serving Applicants with a copy of the request, personally or by mail. Hearing requests should be received by the SEC by 5:30 p.m. on April 15, 1992, and should be accompanied by proof of service on the Applicants, in the form of an affidavit or, for lawyers, a certificate of service. Hearing requests should state the nature of the writer's interest, the reason for the request, and the issues contested. Persons who wish to be notified of a hearing may request notification by writing to the SEC's Secretary.

ADDRESSES: Secretary, SEC, 450 5th Street, NW., Washington, DC 20549. Applicants, 733 Third Avenue, 3rd Floor, New York, New York 10017.

FOR FURTHER INFORMATION CONTACT: H.R. Hallock, Jr., Special Counsel, at (202) 272-3030 (Division of Investment Management, Office of Investment Company Regulation).

SUPPLEMENTARY INFORMATION: The following is a summary of the application. The complete application may be obtained for a fee at the SEC's Public Reference Branch.

Applicant's Representations

1. Each of the Applicant Funds is a registered open-end management investment company. SAAMCo, formerly named Integrated Resources Asset Management Corp, and presently a wholly owned subsidiary of Broad Inc., serves as investment adviser to each of the Applicant Funds. SACS, also a wholly owned subsidiary of Broad Inc., acts as distributor of each of the Applicant Funds' shares. Wellington Management Company serves as sub-adviser to certain of the Applicant Funds.

2. The Existing Order exempts the Fund, but not the other SunAmerica Funds, from the provisions of sections 2(a)(32), 2(a)(35), 22(c) and 22(d) of the 1940 Act and Rule 22c-1 thereunder to the extent necessary to permit the assessment (and waiver in certain cases) of a contingent deferred sales charge ("CDSC") on certain redemptions of its shares. SunAmerica Fund Group (formerly Equitec Siebel Fund Group) and Home Investors Government Income Fund, Inc., are also each individually subject to exemptive orders allowing the imposition of a CDSC.

¹ Per a telephone conversation with applicant's counsel on Friday, March 20, 1992.

3. Applicants propose to amend the Existing Order to permit each of the SunAmerica Funds to establish a CDSC arrangement that would be identical to the CDSC arrangement currently used by the Fund as permitted by the Existing Order. SunAmerica Fund Group and Home Investor Government Income Fund, Inc. will, if an order is granted on the application, rely solely upon such order. Accordingly, the amended order would ensure that the CDSC is applied consistently to all of the SunAmerica Funds.

4. The terms of the CDSC arrangement as it currently exists for the Fund are as follows. The CDSC is imposed if any investor redeems an amount which causes the current value of the investor's shares of the Fund to fall below the total dollar amount of purchase payments made by the investor during the preceding five years. No contingent deferred sales charge is imposed to the extent that the net asset value of the shares redeemed does not exceed (i) the purchase payments made more than five years prior to the redemption, plus (ii) the dollar value of dividends or distributions reinvested in Fund shares, plus (iii) increases in the net asset value of the investor's shares above the total amount of payments for the purchase of the Fund's shares made during the preceding five years. At no time will such charges exceed five percent of the aggregate purchase payments made by the investor.

5. When determining the applicability of the CDSC to each redemption, shares are redeemed first whose value equals the amount of any increase in the net asset value of the investor's shares above the amount of the total payments for the purchase of shares within the last five years. In the event the redemption amount exceeds such increase in value, the next portion of the amount redeemed is the amount which represents the net asset value of the investor's shares purchased more than five years prior to the redemption and the amount purchased through reinvestment of dividends or distributions. Any portion of the amount redeemed that exceeds an amount which represents such increase in value and the value of shares purchased more than five years prior to the redemption and the amount purchased through reinvestment of dividends or distributions is subject to the CDSC.

6. Where the CDSC is imposed, the amount of the charge depends on the number of years from the time of payment for the purchase of Fund shares until the time of redemption of such shares. During the first year after

purchase, the charge is five percent of the amount redeemed that is subject to the CDSC. That amount decreases by one percent per year until five years thereafter, at which time no charge is imposed upon redemption. The amount of the CDSC (if any) is calculated by determining the date on which the purchase payment that is the source of the shares to be redeemed was made and applying the appropriate percentage to the amount of the redemption subject to the CDSC.

7. The CDSC would be waived with respect to the following redemptions of the SunAmerica Funds' shares: (i) Redemption following the death or disability (as defined in section 72(m)(7) of the Internal Revenue Code) of a shareholder, (ii) redemptions in connection with certain distributions under a tax-deferred retirement plan, IRA, Keogh, custodial account pursuant to section 403(b) of the Code or redemptions resulting from the tax free return of an excess contribution to an IRA, and (iii) redemptions of shares purchased for personal investment purposes by officers, directors and employees of SAAMCo, its agents and its affiliates, and employees and registered representatives of SACS and any of the selected dealers engaged in the sale of shares of the SunAmerica Funds.

Applicants' Legal Analysis

1. Applicants request an order amending the Existing Order to exempt them from sections 2(a)(32), 2(a)(35), 22(c), and 22(d) of the 1940 Act and Rule 22c-1 thereunder and permit the imposition (and waiver in certain cases) of a CDSC. Applicants assert that such an exemption, as required by the standards for an exemption under section 6(c) of the 1940 Act, is in the public interest, consistent with the protection of investors, and consistent with the purposes fairly intended by the policy and provisions of the 1940 Act.

2. Applicants submit that the imposition of the CDSC is fair and is in the best interests of the shareholders. The proposed CDSC permits shareholders to have the advantage of greater investment dollars working for them from the time of their purchase of the shares. Moreover, the CDSC applies only to redemptions of amounts representing purchase payments. It does not apply to increases in the value of an investor's account through increases in the net asset value per share, or to amounts representing reinvestment of distributions or dividends. Where amounts attributable to purchase payments are redeemed (and thus no

longer contribute to the annual distribution charge), Applicants submit that it is fair to impose on the withdrawing shareholder a lump-sum payment reflecting approximately the amount of distribution expense which has not been recovered through payments of distribution fees by any of the SunAmerica Funds exempted pursuant to any order granted on the application. Thus, the amount, computation and timing of the CDSC are designed to promote fair treatment of all shareholders. Applicants further submit that waiver of the CDSC in the circumstances described above will not harm the SunAmerica Funds or their remaining shareholders or unfairly discriminate among shareholders or purchasers.

3. The CDSC will apply only with respect to shares of the SunAmerica Funds, other than the Fund, that are acquired after the grant of the exemptive relief requested in the application and after the inclusion of the terms of the CDSC, as described in the application, in the then current prospectuses of the SunAmerica Funds. Each of the waiver provisions will also be disclosed fully in the prospectuses for the SunAmerica Funds.

Applicants' Condition

Applicants agree that the following condition may be imposed in any order of the SEC granting the requested relief:

The SunAmerica Funds will comply with the provisions of Rule 6c-10 under the 1940 Act as currently proposed and as it may be repropose, adopted or amended.

For the Commission, by the Division of Investment Management, under delegated authority.

Margaret H. McFarland,

Deputy Secretary.

[FR Doc. 92-7178 Filed 3-27-92; 8:45 am]

BILLING CODE 8010-01-M

DEPARTMENT OF STATE

[Public Notice 1592]

The Commission for Broadcasting to the Peoples Republic of China; Meeting

ACTION: Notice of meeting.

SUMMARY: The Commission will hold public meetings.

DATES: April 8, 9, and 10, 1992, 9 a.m. to 4 p.m.

ADDRESSES: 1555 Wilson Boulevard, suite #604, Arlington, VA 22209.

FOR FURTHER INFORMATION CONTACT:
Marge Cook, Deputy Executive Director, 703-235-9000.

Dated: March 23, 1992.

Marjorie S. Cook,
Deputy Executive Director.

[FR Doc. 92-7183 Filed 3-27-92: 8:45 am]

BILLING CODE 4710-01-M

TENNESSEE VALLEY AUTHORITY

Acid Rain Program Designated Representative

AGENCY: Tennessee Valley Authority.

ACTION: Notice.

SUMMARY: TVA is announcing the selection of a "designated representative" and "alternate designated representative" to serve as the agency's point of contact with the U.S. Environmental Protection Agency and States on acid rain program matters.

FOR FURTHER INFORMATION CONTACT:
Jerry L. Golden, Manager, Clean Air Program, 2C Missionary Ridge Place, 1101 Market Street, Chattanooga, Tennessee 37402-2801; (615) 751-6779.

SUPPLEMENTARY INFORMATION: Under title IV of the Clean Air Act Amendments, section 402, Public Law 101-549, 104 Stat. 2588, affected utility units are authorized to act through a "designated representative" (DR) and "alternate designated representative" (ADR) in the conduct of SO₂ allowance and acid rain permitting activities. On February 19, 1992, at a public meeting, the TVA Board of Directors selected TVA's Senior Vice President, Fossil and Hydro Power, J. W. Dickey, to be TVA's DR for its affected utility units, and TVA's Vice President, Fossil and Hydro Projects, W. M. Bivens, to be TVA's ADR who will act when the DR is unavailable. TVA's affected utility units are those at its Allen, Bull Run, Cumberland, Gallatin, John Sevier, Johnsonville, Kingston, and Watts Bar fossil plants in Tennessee; Colbert and Widows Creek fossil plants in Alabama; and Paradise and Shawnee fossil plants in Kentucky.

Dated: March 6, 1992.

Edward S. Christenbury,
General Counsel and Secretary.

[FR Doc. 92-6155 Filed 3-27-92: 8:45 am]

BILLING CODE 8120-02-M

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

Intent to Rule on Application To Impose a Passenger Facility Charge (PFC) at Sarasota-Bradenton Airport, Sarasota, FL

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Notice of intent to rule on application.

SUMMARY: The FAA proposes to rule and invites public comment on the application to impose a PFC at Sarasota-Bradenton Airport under the provisions of the Aviation Safety and Capacity Expansion Act of 1990 (title IX of the Omnibus Budget Reconciliation Act of 1990) (Pub. L. 101-508) and part 158 of the Federal Aviation Regulations (14 CFR part 158).

DATES: Comments must be received on or before April 29, 1992.

ADDRESSES: Comments on this application may be mailed or delivered in triplicate to the FAA at the following address: 9677 Tradeport Drive, suite 130, Orlando, Florida 32827-5397.

In addition, one copy of any comments submitted to the FAA must be mailed or delivered to Mr. Richard M. Vacar, Executive Director of the Sarasota Manatee Airport Authority at the following address: P O. Box 13399, Sarasota, Florida 34278.

Air carriers and foreign air carriers may submit copies of written comments previously provided to the Sarasota Manatee Airport Authority under § 158.23 of part 158.

FOR FURTHER INFORMATION CONTACT: Mr. Bart Vernace, Airports Plans and Programs Manager, 9677 Tradeport Drive, suite 130, Orlando, Florida 32827-5397. The application may be reviewed in person at this same location.

SUPPLEMENTARY INFORMATION: The FAA proposes to rule and invites public comment on the application to impose a PFC at Sarasota-Bradenton Airport under the provisions of the Aviation Safety and Capacity Expansion Act of 1990 (title IX of the Omnibus Budget Reconciliation Act of 1990) (Pub. L. 101-508) and part 158 of the Federal Aviation Regulations (14 CFR part 158). On March 20, 1992, the FAA determined that the application to impose a PFC submitted by Sarasota Manatee Airport Authority was substantially complete within the requirements of § 158.25 of part 158. The FAA will approve or disapprove the application, in whole or in part, no later than June 27, 1992.

The following is a brief overview of the application.

Level of the proposed PFC: \$3.00.

Proposed charge effective date: September 1, 1992.

Proposed charge expiration date: September 1, 2012.

Total estimated PFC revenue: \$65,082,600.

Brief description of proposed project(s):

Federal Aviation Regulation (FAR) Part 150 Program

Airfield Drainage Improvements

Drainage Improvements—U.S. 41 to Bay

Environmental Assessment (92/93)

Clearzone Land Acquisition—Runway

14/32 Extension

Lengthen Runway 14/32

Overlay Taxiway "A"

Master Plan Update (97/98)

Environmental Assessment (97/98)

Construct Airside "A"

Reconstruct Taxiway "D"

Reconstruct Taxiway "T"

Reconstruct Taxiway "C"

Land Acquisition—Parallel Runway 14/

32

Construct Parallel Runway 14/32

Construct Airside "C"

Class or classes of air carriers which the public agency has requested not be required to collect PFCs:

Air Taxi/Commercial Operators.

Any person may inspect the application in person at the FAA Office listed above under **FOR FURTHER INFORMATION CONTACT**.

In addition, any person may, upon request, inspect the application, notice and other documents germane to the application in person at the Sarasota Manatee Airport Authority.

Issued in Atlanta, Georgia on March 20, 1992.

Marisue Haigler,

Assistant Manager, Airports Division, Federal Aviation Administration, Southern Region.

[FR Doc. 92-7205 Filed 3-27-92: 8:45 am]

BILLING CODE 4910-13-M

DEPARTMENT OF THE TREASURY

Public Information Collection Requirements Submitted to OMB for Review

The Department of Treasury has submitted the following public information collection requirement(s) to OMB for review and clearance under the Paperwork Reduction Act of 1980. Public Law 96-511. Copies of the submission(s) may be obtained by calling the Treasury Bureau Clearance Officer listed. Comments regarding this information collection should be addressed to the OMB reviewer listed

and to the Treasury Department Clearance Officer, Department of the Treasury, room 3171 Treasury Annex, 1500 Pennsylvania Avenue, NW., Washington, DC 20220.

U.S. Customs Service

OMB Number: New.

Form Number: None.

Type of Review: New collection.

Title: Centralized Examination Station Cost Survey.

Description: The House Ways and Means Committee Subcommittee on Oversight requested Customs to provide the cost to the importing community to use the Centralized Examination Stations. This one-time survey will be completed for one quarter to provide an estimate of this cost.

Respondents: Businesses or other for-profit.

Estimated Number of Responses: 128.

Estimated Burden Hours Per Response: 20 minutes.

Frequency of Response: Other (One-time survey).

Estimated Total Reporting Burden: 2,748 hours.

Clearance Officer: Ralph Meyer (202) 566-4019, U.S. Customs Service, Paperwork Management Branch, room 6316, 1301 Constitution Avenue, NW., Washington, DC 20229.

OMB Reviewer: Milo Sunderhauf (202) 395-6880, Office of Management and Budget, room 3001, New Executive Office Building, Washington, DC 20503.

Lois K. Holland,

Departmental Reports, Management Officer. [FR Doc. 92-7171 Filed 3-27-92; 8:45 am]

BILLING CODE 4810-33-M

Public Information Collection Requirements Submitted to OMB for Review

March 23, 1992.

The Department of Treasury has submitted the following public information collection requirement(s) to OMB for review and clearance under the Paperwork Reduction Act of 1980, Public Law 96-511. Copies of the submission(s) may be obtained by calling the Treasury Bureau Clearance Officer listed. Comments regarding this information collection should be addressed to the OMB reviewer listed and to the Treasury Department Clearance Officer, Department of the Treasury, room 3171 Treasury Annex, 1500 Pennsylvania Avenue, NW., Washington, DC 20220.

Comptroller of the Currency

OMB Number: 1557-0106.

Form Number: F-3, F-4, F-5, F-8-K, F-1, F-10-K, F10-Q, Schedules 13D and 13G, Schedules 14A, 14B, and 14C.

Type of Review: Revision.

Title: (MA)-Securities Exchange Act Disclosure Rules.

Description: To conform OCC regulations affecting securities transactions of nearly 330 national banks with those of SEC as required by 15 U.S.C. 78 et seq.

Respondents: Individuals or households, businesses or other for-profit.

Estimated Number of Respondents: 300.

Estimated Burden Hours Per Response: 11 hours, 54 minutes.

Frequency of Response: On occasion, quarterly, annually.

Estimated Total Reporting Burden: 9,233 hours.

Clearance Officer: John Ference (202) 874-4697, Comptroller of the Currency, 250 E Street, SW., Washington, DC 20219.

OMB Reviewer: Gary Waxman (202) 395-7340, Office of Management and Budget, room 3208, New Executive Office Building, Washington, DC 20503.

Lois K. Holland,

Departmental Reports, Management Officer. [FR Doc. 92-7171 Filed 3-27-92; 8:45 am]

BILLING CODE 4810-33-M

Public Information Collection Requirements Submitted to OMB for Review

March 23, 1992.

The Department of Treasury has submitted the following public information collection requirement(s) to OMB for review and clearance under the Paperwork Reduction Act of 1980, Public Law 96-511. Copies of the submission(s) may be obtained by calling the Treasury Bureau Clearance Officer listed. Comments regarding this information collection should be addressed to the OMB reviewer listed and to the Treasury Department Clearance Officer, Department of the Treasury, room 3171 Treasury Annex, 1500 Pennsylvania Avenue, NW., Washington, DC 20220.

U.S. Customs Service

OMB Number: 1515-0164.

Form Number: CF 353, 355, 356 and 357.

Type of Review: Extension.

Title: United States/Canada Free Trade Agreement (CFTA).

Description: The objectives of the CFTA are to eliminate barriers to trade in goods and services between the two

countries, facilitate conditions of fair competition within the free-trade area, liberalize significantly conditions for investments within the free-trade area, and establish effective procedures for the joint administration of the CFTA.

Respondents: Businesses or other for-profit, small businesses or organizations.

Estimated Number of Responses/ Recordkeepers: 5,165.

Estimated Burden Hours Per Response/ Recordkeeper:

Form and Time Per Response:

CF 353—20 minutes

CF 355—15 minutes

CF 356—185 hours

CF 357—225 hours

Frequency of Response:

Form and Frequency of Response:

CF 353—On occasion and Annually

CF 355—Annually

CF 356—Quarterly

CF 357—Annually

Estimated Total Reporting Burden: 269,603 hours.

Clearance Officer: Ralph Meyer (202) 566-4019, U.S. Customs Service, Paperwork Management Branch, room 6316, 1301 Constitution Avenue, NW., Washington, DC 20229.

OMB Reviewer: Milo Sunderhauf (202) 395-6880, Office of Management and Budget, room 3001, New Executive Office Building, Washington, DC 20503.

Lois K. Holland,

Departmental Reports, Management Officer. [FR Doc. 92-7172 Filed 3-27-92; 8:45 am]

BILLING CODE 4820-02-M

Public Information Collection Requirements Submitted to OMB for Review

March 23, 1992.

The Department of Treasury has submitted the following public information collection requirement(s) to OMB for review and clearance under the Paperwork Reduction Act of 1980, Public Law 96-511. Copies of the submission(s) may be obtained by calling the Treasury Bureau Clearance Officer listed. Comments regarding this information collection should be addressed to the OMB reviewer listed and to the Treasury Department Clearance Officer, Department of the Treasury, room 3171 Treasury Annex, 1500 Pennsylvania Avenue, NW., Washington, DC 20220.

Internal Revenue Service

OMB Number: 1545-0754.

Regulation ID Number: LR-255-81

Final Regulations:

Type of Review: Extension.

Title: Substantiation of Charitable Contributions.

Description: Congress intended that the IRS prescribe rules and requirements to assure substantiation and verification of charitable contributions. The regulations serve these purposes.

Respondents: Individuals or households, Businesses or other, Small businesses or organizations

Estimated Number of Recordkeepers: 26,000,000.

Estimated Burden Hours Per Respondent: 5 minutes.

Frequency of Response: Other.

Estimated Total Reporting Burden: 2,158,000 hours.

Clearance Officer: Garrick Shear (202) 535-4297, Internal Revenue Service, room 5571, 1111 Constitution Avenue, NW, Washington, DC 20224.

OMB Reviewer: Milo Sunderhauf (202) 395-6880, Office of Management and Budget, Room 3001, New Executive

Office Building, Washington, DC 20503.

Lois K. Holland,

Departmental Reports, Management Officer.
[FR Doc. 92-7173 Filed 3-27-92; 8:45 am]

BILLING CODE 4830-01-M

UNITED STATES INFORMATION AGENCY**Culturally Significant Objects Imported for Exhibition; Determination**

Notice is hereby given of the following determination: Pursuant to the authority vested in me by the Act of October 19, 1965 (79 Stat. 985, 22 U.S.C. 2459), Executive Order 12047 of March 27, 1978 (43 FR 13359, March 29, 1978), and Delegation Order No. 85-5 of June 27, 1985 (50 FR 27393, July 2, 1985), I hereby determine that the objects to be included in the exhibit "Kathe Kollwitz"

(see list ¹), imported from abroad for the temporary exhibition without profit within the United States, are of cultural significance. These objects are imported pursuant to a loan agreement with the foreign lender. I also determine that the temporary exhibition or display of the listed exhibit objects at the National Gallery of Art, Washington, DC, from May 3, 1992, to on or about August 16, 1992, is in the national interest.

Public notice of this determination is ordered to be published in the **Federal Register**.

Dated: March 25, 1992.

Alberto J. Mora,
General Counsel.

[FR Doc. 92-7285 Filed 3-27-92; 8:45 am]
BILLING CODE 8230-01-M

¹ A copy of this list may be obtained by contacting Mr. R. Wallace Stuart of the Office of the General Counsel of USIA. The telephone number is 202/619-5078, and the address is room 700, U.S. Information Agency, 301 Fourth Street, SW, Washington, DC 20547.

Sunshine Act Meetings

This section of the FEDERAL REGISTER contains notices of meetings published under the "Government in the Sunshine Act" (Pub. L. 94-409) 5 U.S.C. 552b(e)(3).

COMMODITY FUTURES TRADING COMMISSION

TIME AND DATE: 11:00 a.m., Friday, April 3, 1992.

PLACE: 2033 K St., NW., Washington, DC, 8th Floor Hearing Room.

STATUS: Closed.

MATTERS TO BE CONSIDERED: Surveillance Matters.

CONTACT PERSON FOR MORE INFORMATION:

Jean A. Webb, 254-6314.

Secretary of the Commission.

[FR Doc. 92-7399 Filed 3-26-92; 2:19 pm]

BILLING CODE 6351-01-M

COMMODITY FUTURES TRADING COMMISSION

TIME AND DATE: 11:00 a.m., Friday, April 10, 1992.

PLACE: 2033 K St., NW., Washington, DC, 8th Floor Hearing Room.

STATUS: Closed.

MATTERS TO BE CONSIDERED: Surveillance Matters.

CONTACT PERSON FOR MORE INFORMATION:

Jean A. Webb, 254-6314.

Secretary of the Commission.

[FR Doc. 92-7400 Filed 3-26-92; 2:19 pm]

BILLING CODE 6351-01-M

COMMODITY FUTURES TRADING COMMISSION

TIME AND DATE: 11:00 a.m., Friday, April 17, 1992.

PLACE: 2033 K St., NW., Washington, DC, 8th Floor Hearing Room.

STATUS: Closed.

MATTERS TO BE CONSIDERED:

Surveillance Matters.

CONTACT PERSON FOR MORE INFORMATION:

Jean A. Webb, 254-6314.

Secretary of the Commission.

[FR Doc. 92-7401 Filed 3-26-92; 2:19 pm]

BILLING CODE 6351-01-M

COMMODITY FUTURES TRADING COMMISSION

TIME AND DATE: 11:00 a.m., Friday, April 24, 1992.

PLACE: 2033 K St., NW., Washington, DC., 8th Floor Hearing Room.

STATUS: Closed.

MATTERS TO BE CONSIDERED:

Surveillance Matters.

CONTACT PERSON FOR MORE INFORMATION:

Jean A. Webb, 254-6314.

Secretary of the Commission.

[FR Doc. 92-7402 Filed 3-26-92; 2:19 pm]

BILLING CODE 6351-01-M

FEDERAL MARITIME COMMISSION

TIME AND DATE: 10:00 a.m.—April 1, 1992.

PLACE: Hearing Room One, 1100 L Street, NW., Washington, DC 20573-0001.

STATUS: Open.

MATTER(S) TO BE CONSIDERED: Petition No. P5-91—Petition of FIATA for Exemption from the NVOCC Tariff Filing Requirements Under the Shipping Act—Consideration of Petition and Replies.

CONTACT PERSON FOR MORE INFORMATION:

Joseph C. Polking, Secretary, (202) 523-5725.

Joseph C. Polking,

Secretary.

[FR Doc. 92-7287 Filed 3-25-92; 5:00 pm]

BILLING CODE 6730-01-M

BOARD OF GOVERNORS OF THE FEDERAL RESERVE SYSTEM

TIME AND DATE: 9:30 a.m., Thursday, April 2, 1992.

PLACE: Marriner S. Eccles Federal Reserve Board Building, C Street entrance between 20th and 21st Streets, N.W., Washington, D.C. 20551.

STATUS: Open.

MATTERS TO BE CONSIDERED:

1. Publication for comment of proposed amendments to Regulations K (International Banking Operations) and Y (Bank Holding Companies and Change in Bank Control) to implement the Foreign Bank Supervision Enhancement Act of 1991.

2. Publication for comment or proposals to implement the Truth in Savings Act.

3. Any items carried forward from a previously announced meeting.

Note: This meeting will be recorded for the benefit of those unable to attend. Cassettes will be available for listening in the Board's Freedom of Information Office, and copies may be ordered for \$5 per cassette by calling (202) 452-3684 or by writing to:

Federal Register

Vol. 57, No. 61

Monday, March 30, 1992

Freedom of Information Office, Board of Governors of the Federal Reserve System, Washington, D.C. 20551

CONTACT PERSON FOR MORE INFORMATION:

Mr. Joseph R. Coyne, Assistant to the Board; (202) 452-3204.

Dated: March 26, 1992.

Jennifer J. Johnson,

Associate Secretary of the Board.

[FR Doc. 92-7332 Filed 3-26-92; 10:28 am]

BILLING CODE 6210-01-M

BOARD OF GOVERNORS OF THE FEDERAL RESERVE SYSTEM

TIME AND DATE: Approximately 10:30 a.m., Thursday, April 2, 1992, following a recess at the conclusion of the open meeting.

PLACE: Marriner S. Eccles Federal Reserve Board Building, C Street entrance between 20th and 21st Streets, NW., Washington, DC 20551.

STATUS: Closed.

MATTERS TO BE CONSIDERED:

1. Personnel actions (appointments, promotions, assignments, reassignments, and salary actions) involving individual Federal Reserve System employees.

2. Any items carried forward from a previously announced meeting.

CONTACT PERSON FOR MORE INFORMATION:

Mr. Joseph R. Coyne, Assistant to the Board; (202) 452-3204.

You may call (202) 452-3207, beginning at approximately 5 p.m. two business days before this meeting, for a recorded announcement of bank and bank holding company applications scheduled for the meeting.

Dated: March 26, 1992.

Jennifer J. Johnson,

Associate Secretary of the Board.

[FR Doc. 92-7333 Filed 3-26-92; 10:28 am]

BILLING CODE 6210-01-M

LEGAL SERVICES CORPORATION BOARD OF DIRECTORS

Meeting

TIME AND DATE: A meeting of the Board of Directors will be held on April 6, 1992. The meeting will commence at 9:30 a.m.

PLACE: The Hilton Palacio Del Rio Hotel, 200 South Alamo, The Lacondesa Room, 22nd Floor, San Antonio, TX. 78205, (512) 222-1400.

STATUS OF MEETING:**Open**

Except that a portion of the meeting may be closed if a majority of the Board of Directors votes to hold an executive session. At the closed session, pursuant to receipt of the aforementioned vote, the Board of Directors will consider and vote on approval of the draft minutes of the executive session held on March 9, 1992. In addition, the Board of Directors will hear and consider the report of the General Counsel on litigation to which the Corporation is or may become a party. The Board of Directors will also receive and consider a report on current investigations from the Inspector General. The closing will be authorized by the relevant sections of the Government in the Sunshine Act [5 U.S.C. Sections 552b(c) (7) and (10)], the corresponding regulation of the Legal Services Corporation [45 CFR Sections 1822.5 (f) and (h)].³ The closing will be certified by the Corporation's General Counsel as authorized by the above-cited provisions of law. A copy of the General Counsel's certification will be posted for public inspection at the Corporation's headquarters, located at 400 Virginia Avenue, S.W., Washington, D.C. 20024, in its three reception areas, and will otherwise be available upon request.

MATTERS TO BE CONSIDERED:**Open Session**

1. Approval of Agenda.
2. Approval of Minutes of March 9, 1992 Meeting.
3. Chairman's and Members' Reports.
4. President's Report.
5. Consideration of Staff Report on the Insurance Project.
6. Inspector General's Report.
7. Consideration of Operations and Regulations Committee Report.
8. Consideration of Special Reauthorization Committee Report.
9. Consideration of Provision for the Delivery of Legal Services Committee Report.
10. Consideration of Audit and Appropriations Committee Report.
11. Consideration of Office of the Inspector General Oversight Committee Report.

³ As to the Board's consideration and approval of the draft minutes of the executive session held on March 9, 1992, the closing is authorized as noted in the Federal Register notice corresponding to that Board meeting.

Closed Session⁴

12. Approval of Minutes of Executive Session Held on March 9, 1992.
12. Approval of Minutes of Executive Session Held on March 9, 1992.
13. Consideration of Report by Inspector General on Current Investigations and Other Matters.
14. Consideration of the General Counsel's Report on Pending Litigation to which the Corporation is a Party.

Open Session—(Resumed)

15. Consideration of Staff Recommendations for *Pro Bono* Recognition Awards to be Presented at the 1992 Annual Conference of Legal Services Providers.
16. Consideration of Other Business.

CONTACT PERSON FOR INFORMATION:

Patricia D. Batie, Executive Office, (202) 863-1839.

Dated Issued: March 26, 1992.

Patricia D. Batie,
Corporate Secretary.

[FR Doc. 92-7403 Filed 3-26-92; 2:20 pm]

BILLING CODE 7050-01-M

Date Issued: March 26, 1992.

Patricia D. Batie,
Corporate Secretary.

[FR Doc. 92-7404 Filed 3-26-92; 2:20 pm]

BILLING CODE 7050-01-M

SECURITIES AND EXCHANGE COMMISSION**Agency Meeting**

Notice is hereby given, pursuant to the provisions of the Government in the Sunshine Act, Pub. L. 94-409, that the Securities and Exchange Commission will hold the following meeting during the week of March 30, 1992.

A closed meeting will be held on Tuesday, March 31, 1992, at 2:30 p.m.

Commissioners, Counsel to the Commissioners, the Secretary to the Commission, and recording secretaries will attend the closed meeting. Certain staff members who have an interest in the matters may also be present.

The General Counsel of the Commission, or his designee, has certified that, in his opinion, one or more of the exemptions set forth in 5 U.S.C. 552b(c)(4), (8), (9)(A) and (10) and 17 CFR 200.402(a)(4), (8), (9)(i) and (10), permit consideration of the scheduled matters at a closed meeting.

Commissioner Schapiro, as duty officer, voted to consider the items listed for the closed meeting in a closed session.

The subject matter of the closed meeting scheduled for Tuesday, March 31, 1992, at 2:30 p.m., will be:

Settlement of injunctive actions.

Settlement of administrative proceedings of an enforcement nature.

Institution of injunctive actions.

Institution of administrative proceedings of an enforcement nature.

At times, changes in Commission priorities require alterations in the scheduling of meeting items. For further information and to ascertain what, if any, matters have been added, deleted or postponed, please contact: George Kramer at (202) 272-2000.

Dated: March 17, 1992.

Jonathan G. Katz,
Secretary.

[FR Doc. 92-7413 Filed 3-26-92; 3:59 pm]

BILLING CODE 8010-01-M

LEGAL SERVICES CORPORATION BOARD OF DIRECTORS**Operations and Regulations Committee Meeting**

TIME AND DATE: A meeting of the Board of Directors Operations and Regulations Committee will be held on April 7, 1992. The meeting will commence at 8:30 a.m.

PLACE: The Stouffer Austin Hotel, 9761 Arboretum Blvd., The Fabine Room, Austin, Texas 78759, (512) 343-2626.

STATUS OF MEETING: Open.

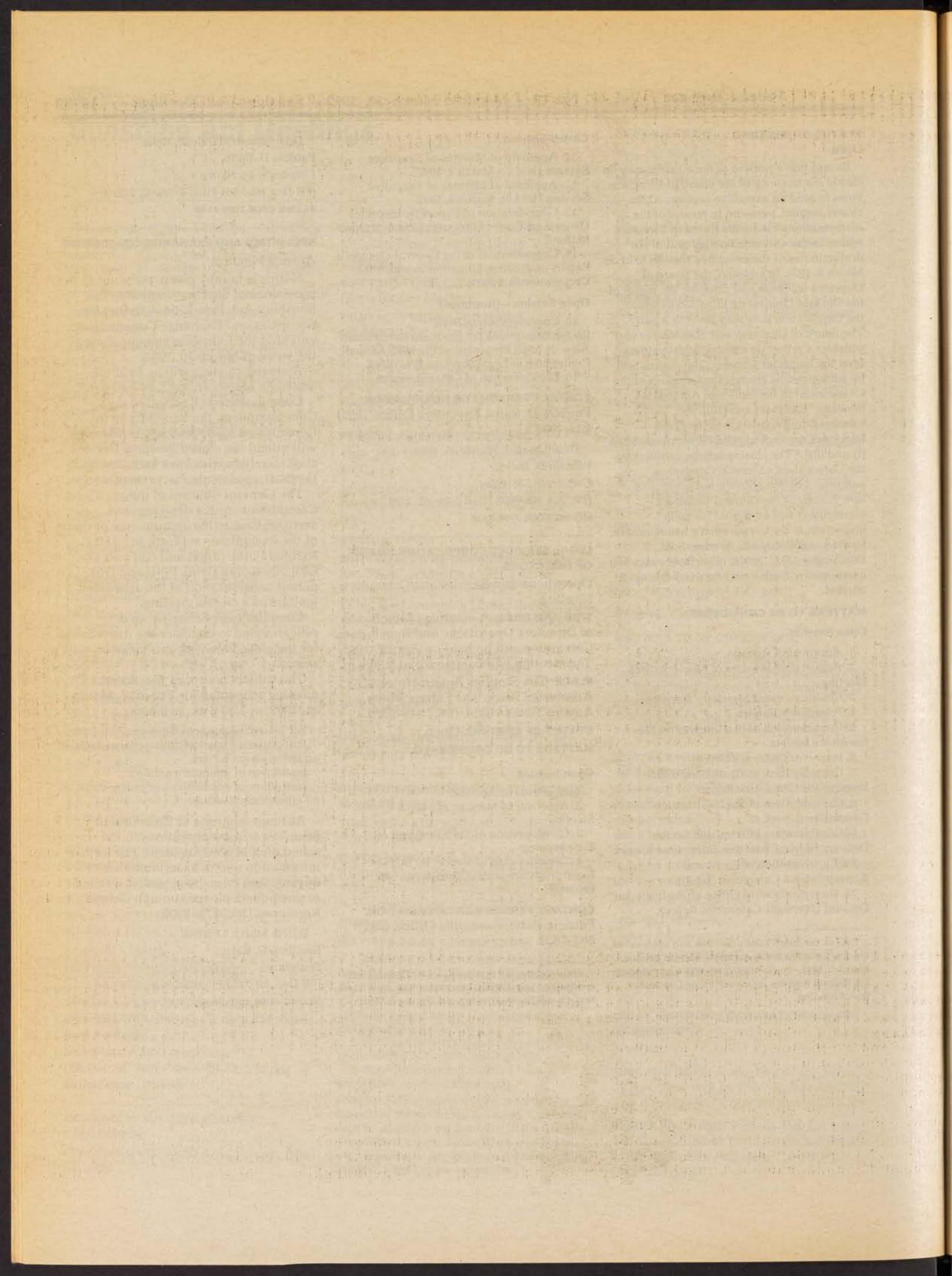
MATTERS TO BE CONSIDERED:**Open Session**

1. Approval of Agenda.
2. Approval of Minutes of March 8, 1992 Meeting.
3. Consideration of Staff Proposal on Timekeeping.
4. Consideration of Report By Staff Regarding Competition Demonstration Projects.

CONTACT PERSON FOR INFORMATION:

Patricia Batie, Executive Office, (202) 863-1839.

⁴ It is anticipated that the executive session will conclude at approximately 1:20 p.m. The open session will reconvene immediately thereafter.



U.S. GOVERNMENT
BUREAU OF INDIAN AFFAIRS

Monday
March 30, 1992

Part II

**Department of the
Interior**

Bureau of Indian Affairs

**Receipt of Petition for Federal
Acknowledgment of Existence as an
Indian Tribe; Notice**

DEPARTMENT OF THE INTERIOR**Bureau of Indian Affairs****Receipt of Petition for Federal
Acknowledgment of Existence as an
Indian Tribe**

March 13, 1992.

This is published in the exercise of authority delegated by the Secretary of the Interior to the Assistant Secretary—Indian Affairs by 209 DM 8.

Pursuant to 25 CFR 83.8(a) (formerly 25 CFR 54.8(a)) notice is hereby given that The Northern Cherokee Nation of the Old Louisiana Territory, c/o Beverly Baker Northup, 1502 E. Broadway, suite 201, Columbia, MO 65201, has filed a petition for acknowledgment by the

Secretary of the Interior that the group exists as an Indian tribe. The petition was received by the Bureau of Indian Affairs (BIA) on February 19, 1992, and was signed by members of the group's governing body.

This is a notice of receipt of petition and does not constitute notice that the petition is under active consideration. Notice of active consideration will be sent by mail to the petitioner and other interested parties at the appropriate time.

Under § 83.8(d) (formerly 54.8(d)) of the Federal regulations, interested parties may submit factual and/or legal arguments in support of or in opposition to the group's petition. Any information submitted will be made available on the

same basis as other information in the BIA's files. Such submissions will be provided to the petitioner upon receipt by the BIA. The petitioner will be provided an opportunity to respond to such submissions prior to a final determination regarding the petitioner's status.

The petition may be examined, by appointment, in the Department of the Interior, Bureau of Indian Affairs, Branch of Acknowledgment and Research, room 1362-MIB, 1849 C Street, NW., Washington, DC 20240, Phone: (202) 208-3592.

William D. Bettenberg,

Deputy Assistant Secretary—Indian Affairs.
[FR Doc. 92-7156 Filed 3-27-92; 8:45 am]

BILLING CODE 4310-02-M



Monday
March 30, 1992

Part III

Department of Health and Human Services

Centers for Disease Control

**Revision of Requirements for Content of
AIDS-Related Written Materials, Pictorials,
Audiovisuals, Questionnaires, Survey
Instruments, and Educational Sessions in
Centers for Disease Control Assistance
Programs; Notice**

DEPARTMENT OF HEALTH AND HUMAN SERVICES**Centers for Disease Control****Revision of Requirements for Content of AIDS-Related Written Materials, Pictorials, Audiovisuals, Questionnaires, Survey Instruments, and Educational Sessions in Centers for Disease Control Assistance Programs**

AGENCY: Centers for Disease Control (CDC), Public Health Service, HHS.

ACTION: Revision of Requirements for Content of AIDS-Related Written Materials, Pictorials, Audiovisuals, Questionnaires, Survey Instruments, and Educational Sessions in Centers for Disease Control Assistance Programs.

SUMMARY: The Requirements for Content of HIV/AIDS-Related Written Materials, Pictorials, Audiovisuals, Questionnaires, Survey Instruments, and Educational Sessions, in Centers for Disease Control Assistance Programs are being revised after consideration of public comments to the proposed changes in terms and conditions relating to these requirements published in the Federal Register on December 13, 1991 (56 FR 65169).

EFFECTIVE DATE: March 30, 1992.

FOR FURTHER INFORMATION CONTACT: Gary West, National Center for Prevention Services, Centers for Disease Control, (404) 639-1480.

SUPPLEMENTARY INFORMATION: Since 1985, the Centers for Disease Control (CDC), as part of the terms and conditions for receipt of CDC funds for human immunodeficiency virus (HIV) prevention programs, has required that all educational and related program materials be reviewed by a Program Review Panel of the recipient. Since education about preventing HIV transmission involves effectively presenting sensitive subject matter, the purpose of this requirement has been to avoid disruptions of CDC-funded programs by requiring a careful consideration of the content, intended audience, and potential offensiveness of materials. A guidance document for this review, entitled "Content of AIDS-Related Written Materials, Pictorials, Audiovisuals, Questionnaires, Survey Instruments, and Educational Sessions in Centers for Disease Control Assistance Programs," was last revised and published in the Federal Register on June 7, 1990 (55 FR 23414).

In a Federal Register announcement published December 13, 1991 (56 FR 65169) CDC requested public comment on proposed changes in terms and

conditions relating to these requirements. CDC received 53 responses, representing 24 concerned citizens and 29 organizations, including health departments and other governmental agencies, national organizations, and local organizations. The majority of the comments related to the proposed change in section 1.e, pertaining to the deletion of certain statutory provisions. Various comments were also received on other related issues. After considering these comments, CDC is now issuing final revised terms and conditions consistent with those proposed in the December 13, 1991 *Federal Register* Notice. Comments received and CDC responses to comments are summarized below:

1. Section 1.e pertaining to the Kennedy-Cranston provisions from previous fiscal year appropriations acts was proposed to be deleted.

Forty-eight respondents provided comments related to the deletion of this language; 28 agreed with the deletion. In general, respondents stated that this deletion will allow educators to produce credible materials that will be effective in preventing the further spread of HIV infection. Twenty respondents disagreed with the deletion, with the most frequent comments indicating concern that the lack of restrictions will promote drug use and sexual activity in our children and will encourage the homosexual lifestyle.

Examples of Comments Include

Deleting section 1.e under basic principles 'streamlines' the basic principles and is a welcomed revision.

Lifting of the restrictions will allow those working in areas of AIDS education and prevention to finally produce credible materials that will be effective in stemming the course of the epidemic.

We are pleased * * * (that CDC is deleting) the Kennedy-Cranston (provisions) which had restricted the development and dissemination of frank and explicit AIDS prevention materials.

I believe when teaching children, especially on this subject, it should always remain very conservative.

We are concerned about the possibility that the prohibition against materials that 'promote or encourage' intravenous drug use or sexual activity will be lifted. Why?? Is it in order for the encouragement of the gay lifestyle?

CDC Response: Certain provisions contained in the 1991 Labor, Health and Human Services, and Education and Related Agencies Appropriations Act (formerly referred to as the Kennedy-Cranston Amendment) are not part of the 1992 CDC Appropriations Act and

do not apply to the programs which are presently being funded; therefore, they have been deleted from the requirements. Moreover, the respondents' comments do not reflect the fact that CDC's administratively-imposed restrictions, currently in place in the CDC Guidelines, already cover the practical situations where the Kennedy-Cranston language would have applied. The 1991 version of the Kennedy-Cranston provision in part prohibited the use of CDC funds to produce materials " * * * designed to promote or encourage, directly, intravenous drug abuse or sexual activity, homosexual or heterosexual." (Emphasis added). While Congress deleted this provision in CDC's 1992 appropriation act, Congress has not disturbed the more stringent "offensiveness" standard that CDC has developed administratively and which is retained unchanged in the Basic Principles in section 1 of these guidelines. Accordingly, it is CDC's view that any material which would have failed to meet the Kennedy-Cranston standard ("designed to promote * * * directly, intravenous drug abuse or sexual activity * * *") would also fail to meet the "offensiveness" standard that continues as part of the Basic Principles to be applied by Program Review Panels.

2. Section 2.c.(1)(b) was proposed to change the composition of Program Review Panels (which review other than school-based materials) to include an employee, or designated representative, of a State or local health department who has appropriate expertise to serve as a member of the panel.

Of the seven respondents who provided comments related to this revision, five agreed and two disagreed. One of the respondents who agreed with the revision was concerned, however, that not enough emphasis was placed on reviewing the materials for technical correctness on HIV issues. The two respondents who disagreed both expressed the opinion that this is an unnecessary requirement that should be encouraged, rather than mandated, by the guidelines.

One respondent suggested that "tribal" health department be added to "state/local health department."

Examples of Comments Include

The requirement * * * is good, but may necessitate some changes in current composition or number of panel members.

I am ambivalent about requiring (health department representation on panels) * * * It may benefit several

programs in which such a perspective has not been present, but the requirement would also be an unnecessary burden for those panels in which such experience occurs naturally.

CDC Response: It is CDC's position that since health departments have the fundamental responsibility for safeguarding the public health within their jurisdictions, they must be represented on Program Review Panels to facilitate collaboration and coordination of efforts, to minimize duplication, and provide public health expertise. For purposes of this requirement, "tribal" health departments are considered "local" health departments.

3. Section 2.d. was to be revised to require that CDC-funded organizations that develop materials for other than school-based populations which are national, regional (multistate), or statewide in scope should include as a member of the Program Review Panel an employee of a State or local health department, or an appropriate designated representative of such department, consistent with the provisions of section 2.c.(1).

One respondent conveyed support of this clarification for panels which approve material developed for distribution on a national, regional, or statewide basis.

CDC Response: We believe that representation of health departments on national, regional, and statewide review panels will provide opportunities for important public health expertise and experience to be considered when decisions are made regarding the potential offensiveness or effectiveness of materials that will be widely distributed.

4. In addition, CDC received nine comments related to issues that have been addressed in previous revisions of the guidelines:

a. Six respondents commented that they agree that panels reviewing materials intended for racial/ethnic minorities should be comprised of members of these groups; however, the respondents also believe that the same standard should apply for all targeted materials, including those for men who have sex with men, women, injecting drug users, or any other intended audiences.

CDC Response: As stated in the June 7, 1990 response (55 FR 23414, 23415), the current terms and conditions are not intended to limit the expertise of any group in evaluating materials, but are intended to prevent any one audience from dominating the membership of the panel. As indicated in section 2.c.(1)(a), recipients are encouraged to use

consultants to augment the expertise of Program Review Panels on particular matters.

b. Two respondents commented that Program Review Panels should be "required" to include representatives of target audiences on the review panel, not just "consult with."

CDC Response: We believe that the choice of acquiring the expertise either through representation on the panel or through a consultant is best left to the discretion of the recipient.

c. One respondent questioned why panels reviewing materials for school-based populations should not also include a member with "technical (HIV) expertise."

CDC Response: Panels which review materials for use with school-based populations are to include representatives of groups such as teachers, school administrators, parents, and students. It is felt that these persons can provide the expertise needed to review these materials. Grantees are not precluded from inviting a health department representative to serve on the Program Review Panel in situations where the appropriate HIV-related expertise is not readily available. In addition to the above revisions, CDC has made editorial changes in the first paragraph of the content guidelines to clarify that this paragraph is part of the Basic Principles.

These revised terms and conditions are effective immediately and apply to all materials being developed or distributed with CDC funds that have not yet been reviewed by a Program Review Panel. Current grantees are being notified by mail of these revised terms and conditions.

The following final revised terms and conditions, which are consistent with those proposed in the *Federal Register* of December 13, 1991, are effective immediately.

Dated: March 24, 1992.

Robert L. Foster,

Acting Director, Office of Program Support,
Centers for Disease Control.

Content of AIDS-Related Written Materials, Pictorials, Audiovisuals, Questionnaires, Survey Instruments, and Educational Sessions in Centers for Disease Control Assistance Programs; March 1992

1. Basic Principles

Controlling the spread of HIV infection and AIDS requires the promotion of individual behaviors that eliminate or reduce the risk of acquiring and spreading the virus. Messages must be provided to the public that emphasize the ways by which individuals can fully

protect themselves from acquiring the virus. These methods include abstinence from the illegal use of IV drugs and from sexual intercourse except in a mutually monogamous relationship with an uninfected partner. For those individuals who do not or cannot cease risky behavior, methods of reducing their risk of acquiring or spreading the virus must also be communicated. Such messages can be controversial. These principles are intended to provide guidance for the development and use of educational materials, and to require the establishment of Program Review Panels to consider the appropriateness of messages designed to communicate with various groups.

a. Written materials (e.g., pamphlets, brochures, fliers), audiovisual materials (e.g., motion pictures and video tapes), and pictorials (e.g., posters and similar educational materials using photographs, slides, drawings, or paintings) should use terms, descriptors, or displays necessary for the intended audience to understand dangerous behaviors and explain less risky practices concerning HIV transmission.

(b) Written materials, audiovisual materials, and pictorials should not include terms, descriptors, or displays which will be offensive to a majority of the intended audience or to a majority of adults outside the intended audience unless, in the judgment of the Program Review Panel, the potential offensiveness of such materials is outweighed by the potential effectiveness in communicating an important HIV prevention message.

(c) Educational sessions should not include activities in which attendees participate in sexually suggestive physical contact or actual sexual practices.

(d) Messages provided to young people in schools and in other settings should be guided by the principles contained in "Guidelines for Effective School Health Education to Prevent the Spread of AIDS" (MMWR 1988;37 (suppl. no. S-2)).

2. Program Review Panel

a. Each recipient will be required to establish or identify a Program Review Panel to review and approve all written materials, pictorials, audiovisuals, questionnaires or survey instruments, and proposed educational group session activities to be used under the project plan. This requirement applies regardless of whether the applicant plans to conduct the total program activities or plans to have part of them conducted through other organization(s) and whether program activities involve

creating unique materials or using/distributing modified or intact materials already developed by others. Whenever feasible, CDC funded community-based organizations are encouraged to use a Program Review Panel established by a health department or an other CDC-funded organization rather than establish their own panel. The Surgeon General's Report on Acquired Immune Deficiency Syndrome (October 1986) and CDC-developed materials do not need to be reviewed by the panel unless such review is deemed appropriate by the recipient. Members of a Program Review Panel should:

(1) Understand how HIV is and is not transmitted; and

(2) Understand the epidemiology and extent of the HIV/AIDS problem in the local population and the specific audiences for which materials are intended.

b. The Program Review Panel will be guided by the CDC Basic Principles (in the previous section) in conducting such reviews. The panel is authorized to review materials only and is not empowered either to evaluate the proposal as a whole or to replace any other internal review panel or procedure of the recipient organization or local governmental jurisdiction.

c. Applicants for CDC assistance will be required to include in their applications the following:

(1) Identification of a panel of no less than five persons which represent a reasonable cross-section of the general population. Since Program Review Panels review materials for many intended audiences, no single intended audience shall predominate the composition of the Program Review Panel, except as provided in subsection (d) below. In addition:

(a) Panels which review materials intended for a specific audience should draw upon the expertise of individuals who can represent cultural sensitivities

and language of the intended audience either through representation on the panels or as consultants to the panels.

(b) The composition of Program Review Panels, except for panels reviewing materials for school-based populations, must include an employee of a state or local health department with appropriate expertise in the area under consideration who is designated by the health department to represent the department on the panel. If such an employee is not available, an individual with appropriate expertise, designated by the health department to represent the agency in this matter, must serve as a member of the panel.

(c) Panels which review materials for use with school-based populations should include representatives of groups such as teachers, school administrators, parents, and students.

(d) Panels reviewing materials intended for racial and ethnic minority populations must comply with the terms of (a), (b), and (c), above. However, membership of the Program Review Panel may be drawn predominately from such racial and ethnic populations.

(2) A letter or memorandum from the proposed project director, countersigned by a responsible business official, which includes:

(a) Concurrence with this guidance and assurance that its provisions will be observed;

(b) The identity of proposed members of the Program Review Panel, including their names, occupations, and any organizational affiliations that were considered in their selection for the panel.

d. CDC-funded organizations that undertake program plans in other than school-based populations which are national, regional (multistate), or statewide in scope, or that plan to distribute materials as described above to other organizations on a national, regional, or statewide basis, must

establish a single Program Review Panel to fulfill this requirement. Such national/regional/state panels must include as a member an employee of a state or local health department, or an appropriate designated representative of such department, consistent with the provisions of section 2.c(1). Materials reviewed by such a single (national, regional, or state) Program Review Panel do not need to be reviewed locally unless such review is deemed appropriate by the local organization planning to use or distribute the materials. Such national/regional/state organization must adopt a national/regional/statewide standard when applying Basic Principles 1.a and 1.b to the respective concepts of "intended audience" and "majority of adults outside the intended audience."

e. When a cooperative agreement/grant is awarded, the recipient will:

(1) Convene the Program Review Panel and present for its assessment copies of written materials, pictorials, and audiovisuals proposed to be used;

(2) Provide for assessment by the Program Review Panel text, scripts, or detailed descriptions for written materials, pictorials, or audiovisuals which are under development;

(3) Prior to expenditure of funds related to the ultimate program use of these materials, assure that its project files contain a statement(s) signed by the Program Review Panel specifying the vote for approval or disapproval for each proposed item submitted to the panel;

(4) Provide to CDC in regular progress reports signed statement(s) of the chairperson of the Program Review Panel specifying the vote for approval or disapproval for each proposed item that is subject to this guidance.

[FR Doc. 92-7188 Filed 3-27-92; 9:45 am]

BILLING CODE 4160-18-M

Monday
March 30, 1992

U.S.
Treasury
Department
of the
Treasury

Part IV

**Department of the
Treasury**

Office of Foreign Assets Control

31 CFR Part 550

Libyan Sanctions Regulations; Final Rule

DEPARTMENT OF THE TREASURY**Office of Foreign Assets Control****31 CFR Part 550****Libyan Sanctions Regulations**

AGENCY: Office of Foreign Assets Control, Department of the Treasury.

ACTION: Final rule; amendments to the list of specially designated nationals of Libya.

SUMMARY: The Libyan Sanctions Regulations are being amended to add the names of 46 companies to appendix A, Organizations Determined To Be Within the Term of "Government of Libya" (Specially Designated Nationals of Libya). Appendix A contains the names of companies, banks, and other entities, whether located outside or inside of Libya, which the Director of the Office of Foreign Assets Control has determined to be owned or controlled by, or acting or purporting to act directly or indirectly on behalf of, the Government of Libya. This list may be expanded or amended at any time.

EFFECTIVE DATE: March 27, 1992.

ADDRESSES: Copies of this list are available upon request at the following location: Office of Foreign Assets Control, U.S. Department of the Treasury, Annex, 1500 Pennsylvania Avenue NW., Washington, DC 20220.

FOR FURTHER INFORMATION CONTACT: J. Robert McBrien, Chief, International Programs Division, Office of Foreign Assets Control, tel. (202) 566-5021.

SUPPLEMENTARY INFORMATION: The Libyan Sanctions Regulations, 31 CFR part 550 (the "Regulations"), were issued by the Treasury Department to implement Executive Orders No. 12543 (51 FR 875, Jan. 9, 1986) and 12544 (51 FR 1235, Jan. 10, 1986), in which the President declared a national emergency with respect to Libya, invoking the authority, *inter alia*, of the International Emergency Economic Powers Act (50 U.S.C. 1701 *et seq.*), and ordering specific measures against the Government of Libya. The Regulations were amended by a final rule published in the *Federal Register* (56 FR 20540, May 6, 1991) which added appendix A, a list of organizations determined to be within the term "Government of Libya." The Regulations were amended further by a final rule published in the *Federal Register* (56 FR 37156, Aug. 5, 1991) which removed the numerical designations from appendix A, merged the separate categories in appendix A, added the names of twelve companies to appendix A, and added a new appendix B, "Individuals Determined To

Be Specially Designated Nationals of the Government of Libya," to the end thereof. The Regulations were also amended by a final rule published in the *Federal Register* (56 FR 65993, Dec. 20, 1991) which removed one name from appendix B.

Section 550.304 of the Regulations defines the term "Government of Libya" as follows:

(a) The "Government of Libya" includes:

(1) The State and the Government of Libya, as well as any political subdivision, agency, or instrumentality thereof, including the Central Bank of Libya;

(2) Any partnership, association, corporation, or other organization substantially owned or controlled by the foregoing;

(3) Any person to the extent that such person is, or has been, or to the extent that there is reasonable cause to believe that such person is, or has been, since the effective date, acting or purporting to act directly or indirectly on behalf of any of the foregoing;

(4) Any other person or organization determined by the Secretary of the Treasury to be included within paragraph (a) of this section.

(b) A person specified in paragraph (a)(2) of this section shall not be deemed to fall within the definition of Government of Libya solely by reason of being located in, organized under the laws of, or having its principal place of business in, Libya.

Determinations that persons fall within the definition of the "Government of Libya" are effective upon the date of determination by the Director of FAC, acting under authority delegated by the Secretary of the Treasury. Public notice is effective upon the date of publication or upon actual notice, whichever is sooner.

This rule amends appendix A to part 550 to provide public notice of the worldwide application of the Regulations to each name listed at appendix A, to provide further public notice that the absence of any particular name from the list is not to be construed as evidence that the person does not meet the definition of the "Government of Libya," and to provide public notice of 46 additional companies determined to be "specially designated nationals" of the Government of Libya. The rule clarifies that all listed organizations meet the definition of "Government of Libya" not only at the listed addresses inside or outside of Libya, but also at all their other locations worldwide. The rule stipulates further that the absence of any particular person from the specially designated nationals list is not

to be construed as evidence that it is not owned or controlled by, or acting or purporting to act directly or indirectly on behalf of, the Government of Libya.

Appendix A consists of organizations determined by the Director of FAC to be owned or controlled by, or acting or purporting to act directly or indirectly on behalf of, the Government of Libya. The persons listed in appendix A thus fall within the definition of the "Government of Libya" contained in § 550.304(a) of the regulations, and are subject to all prohibitions applicable to other components of the Government of Libya. All unlicensed transactions with such persons, or in property in which they have an interest, are prohibited anywhere in the world.

The list of specially designated nationals is a partial one, since FAC may not be aware of all the agencies and officers of the Government of Libya or of all the persons that might be owned or controlled by the Government of Libya or acting as agents or front organizations for Libya, and which thus qualify as specially designated nationals of the Government of Libya. Therefore, persons engaging in transactions may not rely on the fact that any particular person is not on the specially designated nationals list as evidence that it is not owned or controlled by, or acting or purporting to act directly or indirectly on behalf of, the Government of Libya. The Treasury Department regards it as incumbent upon all U.S. persons to take reasonable steps to ascertain for themselves whether persons they enter into transactions with are owned or controlled by the Government of Libya or are acting or purporting to act on its behalf, or on behalf of other countries subject to blocking or transactional restrictions (at present, Cuba, Haiti, Iraq, North Korea, and Vietnam).

Section 206 of the International Emergency Economic Powers Act, 50 U.S.C. 1705, as amended by the Uniform Sentencing Act, 18 U.S.C. 3571 and 3581, provides for civil penalties not to exceed \$10,000 per count for violations of the Regulations, fines of up to \$250,000 and imprisonment for up to 12 years for willful violations of the Regulations by individuals, and fines of up to \$500,000 for organizations.

Because the Regulations involve a foreign affairs function, Executive Order 12291 and the provisions of the Administrative Procedure Act, 5 U.S.C. 553, requiring notice of proposed rulemaking, opportunity for public participation, and delay in effective date, are inapplicable. Because no notice of proposed rulemaking is required for this rule, the Regulatory

Flexibility Act, 5 U.S.C. 601 *et seq.*, does not apply.

List of Subjects in 31 CFR Part 550

Administrative practice and procedure, Banks, Banking, Blocking of assets, Foreign trade, Libya, Penalties, Reporting and recordkeeping requirements, Securities, Specially designated nationals, Travel restrictions.

PART 550—LIBYAN SANCTIONS REGULATIONS

For the reasons set forth in the preamble, 31 CFR part 550 is amended as set forth below:

1. The authority citation for part 550 continues to read as follows:

Authority: 50 U.S.C. 1701 *et seq.*; 22 U.S.C. 2349aa-8 & -9; 49 U.S.C. 1514; E.O. 12543, 51 FR 875 (Jan. 9, 1986); E.O. 12544, 51 FR 1235 (Jan. 10, 1986).

Appendix A—[Amended.]

2. Appendix A to part 550, "Organizations Determined To Be Within the Term 'Government of Libya' (Specially Designated Nationals of Libya)," is amended by adding the following paragraph as a preamble to the list of names:

The names and addresses listed below are the most complete ones currently known to the Office of Foreign Assets Control. Listed organizations located in Libya meet the definition of "Government of Libya" not only at their locations inside of Libya, but also at all their other locations worldwide. Listed organizations outside of Libya also meet the definition of "Government of Libya" not only at their cited addresses, but also at all their other locations worldwide. The absence of any particular person from the list of specially designated nationals is not to be construed as evidence that it is not owned or controlled by, or acting or purporting to act directly or indirectly on behalf of, the Government of Libya. Please note that name variations and addresses are subject to change over time and that the Office of Foreign Assets Control will update name and address information periodically.

3. Appendix A to part 550 is also amended by adding the following names in their proper alphabetical positions:

A. Bortolotti & Co. S.P.A.
(a.k.a. Bortolotti)
Via Predore, 59, 24067 Sarnico, Bergamo, Italy.
Cremona, Italy.
Ad-Dar Al Jamahiriya for Publishing Distribution & Advertising.
P.O. Box 17459, Misurata, Libya.
P.O. Box 959, Tripoli, Libya.
P.O. Box 321, Benghazi, Libya.
P.O. Box 20108, Sebha, Libya.
P.O. Box 547, Valletta, Malta.
P.O. Box 15977, Casablanca, Morocco.
Agip North Africa and Middle East Oil Company.

(a.k.a. Agip (N.A.M.E.) Limited),
Adahr, P.O. Box 348, Sciara Giakarta,
Tripoli, Libya.
Benghazi Office, P.O. Box 4120, Benghazi,
Libya.
Aquitaine Libye
Omar El Mokhtar Street, P.O. Box 282,
Tripoli, Libya.
Arabian Gulf Oil Company,
(a.k.a. AGOCO),
P.O. Box 263, Al Kish, Benghazi, Libya.
P.O. Box 693-325, Ben Ashour Street,
Tripoli, Libya.
Sarir Field, Libya.
Windsor House, 42-50 Victoria Street,
London SW1H 0NW, United Kingdom.
Azzawiya Oil Refining Company
P.O. Box 6451, Tripoli, Libya.
Benghazi Asphalt Plant Office, Benghazi,
Libya.
Central Bank of Libya.
Al-Fatah Street, P.O. Box 1103, Tripoli,
Libya.
Benghazi, Libya.
Sebha, Libya.
Chempetrol,
(a.k.a. Chempetrol International),
145, Flat 9, Tower Road, Sliema, Malta.
Chempetrol International Ltd.,
5th Floor, Quality Court, Chancery Lane,
London WC2A 1HP, United Kingdom.
28 Lincoln's Inn Fields, London WC2A
3HH, United Kingdom.
F.A. Petrol S.P.A.
Italy.
General Arab African Enterprise,
(a.k.a. GAAE),
(a.k.a. General Arab African Company),
(a.k.a. GAAC),
P.O. Box 8059, 219 Mohammed el Megarief
Street, Tripoli, Libya.
Nasser Street, Benghazi, Libya.
Jamahiriya Bank,
(f.k.a. Masraf Al-Gumhouria),
P.O. Box 3224, Martyr Street, Megarief,
Tripoli, Libya.
Emhemed Megrief Street, Tripoli, Libya.
P.O. Box 1291, Benghazi, Libya.
(38 local branches in Libya).
Joint Oil,
(a.k.a. Joint Oil Tunisia)
(a.k.a. Joint Exploration, Exploitation and
Petroleum Services Company)
(a.k.a. Societe de Recherche et
D'Exploitation Commune et de Service
Petroliere)
(a.k.a. Libyan-Tunisian Exploration
Company),
B.P. 350 Houmt Souk 4180, Djerba Island,
Tunisia.
7th of November offshore field, Gulf of
Gabes
Planning & Logistic Group Complex, Port of
Zarzis, Tunisia.
Libyan Agricultural Bank,
(a.k.a. The Agricultural Bank),
(a.k.a. National Agricultural Bank of
Libya),
52, Omar El Mokhtar Street, P.O. Box 1100,
Tripoli, Libya.
(1 city branch and 27 branches in Libya).
Libyan Arab Foreign Bank,
(a.k.a. LAFB),
Dat El imad Complex Tower No. 2, P.O.
Box 2542, Tripoli, Libya.
Mediterranean Power Electric Company
Limited.
A 16B, Industrial Estate, Marsa, Malta.
National Commercial Bank S.A.L.,
P.O. Box 4647, Shuhada Square, Tripoli,
Libya.
P.O. Box 166, Benghazi, Libya.
(22 branches in Libya).
National Company Drilling Chemical &
Equipment
(a.k.a. JOWFE)
NOC Building, Ashjara Square, Benghazi,
Libya.
National Company for Field and Terminals
Catering,
Airport Road, Km. 3, P.O. Box 491, Tripoli,
Libya.
National Company for Oilfield Equipment
P.O. Box 8707, Tripoli, Libya.
National Drilling Workover Company
(a.k.a. National Drilling Company),
(a.k.a. National Drilling Company (Libya))
208 Omar El Mokhtar Street, P.O. Box 1454,
Tripoli, Libya.
National Oil Corporation,
(a.k.a. NOC),
(a.k.a. Libyan National Oil Corporation)
(a.k.a. LNOC)
Bashir Saadawi Street, P.O. Box 2655,
Tripoli, Libya.
P.O. Box 2978, Benghazi, Libya.
Dahra Gas Projects Office, Dahra Street,
P.O. Box 12221, Dahra, Tripoli, Libya.
Petroleum Training and Qualifying
Institute, Zawia Road, Km. 9, P.O. Box
6184, Tripoli, Libya.
Petroleum Research Centre, Al Nasser
Street, P.O. Box 6431,
Tripoli, Libya.
(Subsidiaries and joint ventures in Libya
and worldwide).
National Petrochemicals Company,
(a.k.a. Napetco),
(f.k.a. National Methanol Company),
P.O. Box 20812, Marsa Brega, Libya.
P.O. Box 5324, Garden City, Benghazi,
Libya.
Dusseldorf, Germany (Office Closed).
Neutron International,
Tripoli, Libya.
Norddeutsche Oelleitungsgesellschaft MBH,
(a.k.a. NDO),
(a.k.a. North German Oil Pipeline),
Moorburger Strasse 16, D2000 Hamburg-
Harburg 90, Germany.
Wilhelmshaven to Hamburg pipeline,
Germany.
Oil Energy France,
France.
Oil Energy Spain,
Spain,
(a.k.a. Oilinvest Spain),
(a.k.a. Oilinvest Espanola).
Raffinerie Du Sud-Ouest,
(a.k.a. RSO),
(a.k.a. Collombey Refinery),
Collombey, Valais, Switzerland.
Ras Lanuf Oil and Gas Processing Company,
Ltd.,
(a.k.a. RASCO),
P.O. Box 75071, Tripoli, Libya.
Ras Lanuf Complex and Terminal, Ghout El
Shaaf, Libya.
Benghazi Complex, P.O. Box 1971, Gamel
Abdul Nasser Street, Benghazi, Libya.
Sahara Bank.

10 First September Street, P.O. Box 270,
Tripoli, Libya.
(22 branches in Libya).

Sirm Holding S.R.L.,
Rome, Italy.

Sirte Oil Company,
(a.k.a. Sirte Oil Co. for Production
Manufacturing Oil & Gas Marsa El
Brega),
P.O. Box 385, Tripoli, Libya.
P.O. Box 2582, Tripoli, Libya.
Benghazi, Libya.
Sirte Field, Libya.
Marsa El Brega, Libya.

Syrian Libyan Company—Industrial &
Agricultural Investments,
(a.k.a. Arab Libyan Syrian Industrial &
Agricultural Investment Company),
(a.k.a. Sylico),
9 Mazze, Autostrade, Damascus, Syria.

Tamoil Hungaria,
Hungary.

Tamoil Petroli Italiana S.P.A.,
Milan, Italy.
(1,977 gasoline retail outlets in Italy).

Tamoil Suisse S.A.,
(a.k.a. Tamoil Switzerland),
(f.k.a. Gatoil Suisse S.A.),
Zug, Switzerland.
Geneva, Switzerland.
(330 gasoline retail outlets in Switzerland).

(RSO refinery in Collombey).

Tamoil Trading Ltd.,
Monte Carlo, Monaco.

Zurich, Switzerland.

London, United Kingdom.

Teknica Petroleum Services Limited,
Suite 1100, 736 Sixth Avenue SW., Calgary,
Alberta T2P 3T7, Canada.

Tekkel Limited,
(f.k.a. Jawaby Technical Services Limited),
London, United Kingdom.

UMM Al-Jawaby Petroleum Co. S.A.L.,
P.O. Box 693, Tripoli, Libya.
Nafoora Field, Libya.

Umma Bank S.A.L.,
1 Giadet Omar Mokhtar, P.O. Box 685,
Tripoli, Libya.
(31 branches throughout Libya).

Veba Oil Libya GMBH,
(a.k.a. Veba Oil Libyan Branch),
(a.k.a. Veba Oil Operations, B.V.),
(f.k.a. Mobil Oil Libya, Ltd.),
P.O. Box 2357, Tripoli, Libya.
Al Maghaba Street, P.O. Box 690, Tripoli,
Libya.

Vulcan Oil S.P.A.,
Milano 2, Centro Direz. Pal. Canova, 20090
Segrate, Milan, Italy.

Delta Energy/ERG bunkering service,
Genoa, Italy.

United Kingdom (offshore).

Waha Oil Company,
Omar El Mokhtar Street, Box 395, Tripoli,
Libya.

P.O. Box 221, Benghazi, Libya.

Sidi Issa Street, P.O. Box 915, Tripoli,
Libya.

P.O. Box 1075, Tripoli, Libya.

Wahda Bank,
Jamel Abdul Nasser Street, P.O. Box 452,
Fadiel Abu Omar Square, El-Berka,
Benghazi, Libya.

P.O. Box 1320, Benghazi, Libya.

P.O. Box 3427, Tripoli, Libya.
(37 branches throughout Libya).

Zueitina Oil Company,
Zueitina Building "A", Sidi Issa, Dahra,
P.O. Box 2134, Tripoli, Libya.

Mitchell Cotts Building, P.O. Box 2134,
Tripoli, Libya.

Plant at Intisar Field A, Tripoli, Libya.

Gas Processing Plants, Tripoli, Libya.

Dated: March 11, 1992.

R. Richard Newcomb,
Director, Office of Foreign Assets Control.

Approved: March 17, 1992.

Peter K. Nunez,
Assistant Secretary (Enforcement).

[FR Doc. 92-7180 Filed 3-27-92; 9:15 am]

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1, 2 (2 Reserved)	(869-017-00001-9).....	\$13.00	Jan. 1, 1992
3 (1990 Compilation and Parts 100 and 101)	(869-013-00002-1).....	14.00	¹ Jan. 1, 1991
4.....	(869-017-00003-5).....	16.00	Jan. 1, 1992
5 Parts:			
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1200-End, 6 (6 Reserved)	(869-013-00006-4).....	18.00	Jan. 1, 1991
7 Parts:			
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27-45	(869-017-00008-6).....	12.00	Jan. 1, 1992
*46-51	(869-017-00009-4).....	18.00	Jan. 1, 1992
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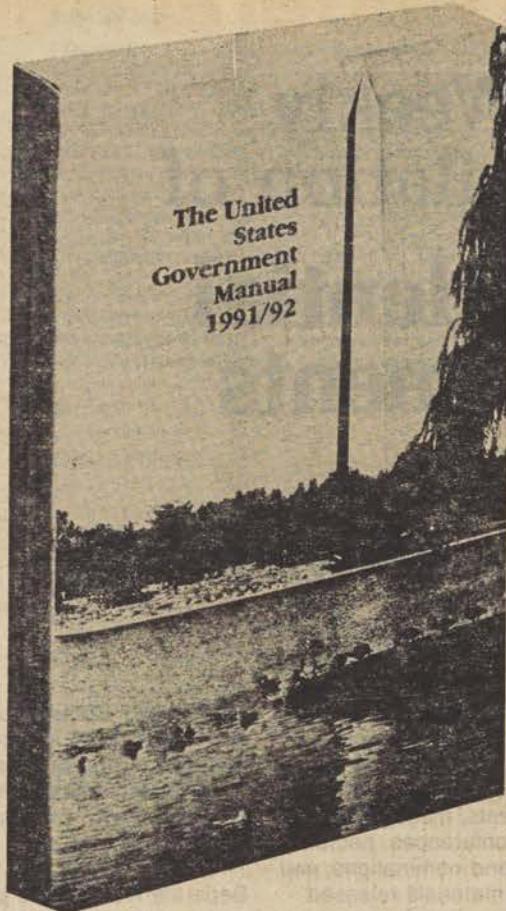
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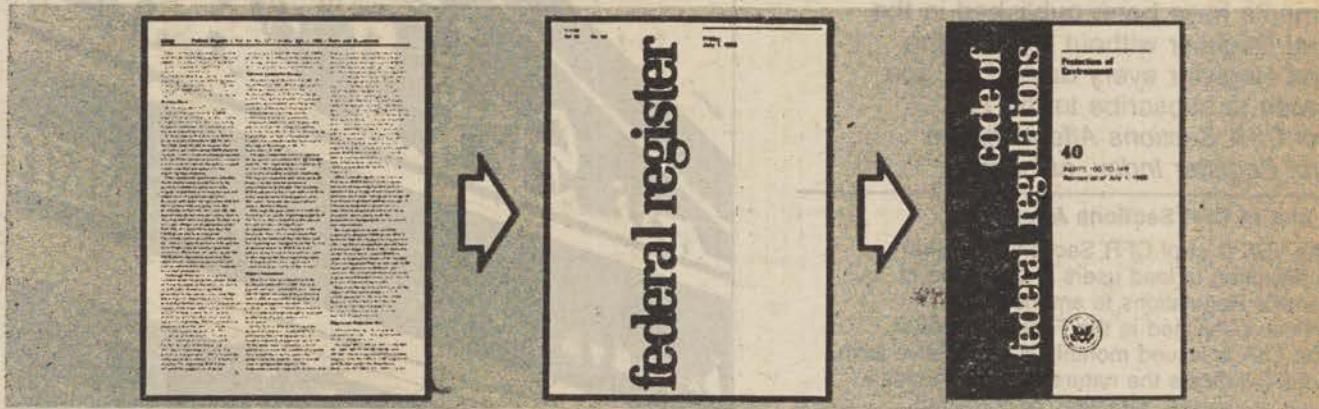
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